







Virginia

\*S.B.K.V.



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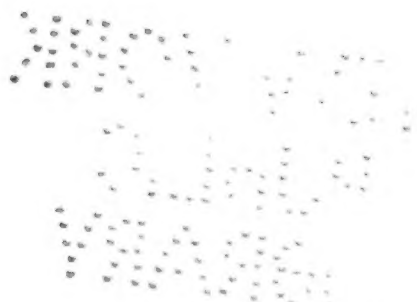
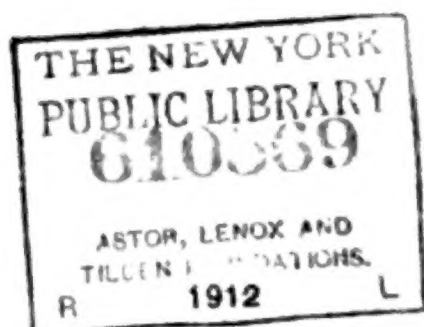
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JOURNAL  
OF THE  
HOUSE OF DELEGATES  
OF  
VIRGINIA.

SESSION  
WHICH COMMENCED AT THE STATE CAPITOL  
ON  
WEDNESDAY, JANUARY 10, 1912

RICHMOND  
DAVIS BOTTOM, SUPERINTENDENT OF PUBLIC PRINTING,  
1912.

R.L.M.



# HOUSE JOURNAL

WEDNESDAY, JANUARY 10, 1912.

The House of Delegates was called to order at 12 oc'clock M. by John W. Williams, Clerk thereof.

Prayer by Rev. James Y. Fair, D. D., of Westminster Presbyterian Church.

A communication was received from the Secretary of the Commonwealth, as follows:

COMMONWEALTH OF VIRGINIA,  
OFFICE OF SECRETARY OF THE COMMONWEALTH,  
RICHMOND, VA., *January 10, 1912.*

*To the Honorable, the Clerk of the House of Delegates:*

As required by law, I herewith respectfully transmit a list of the members-elect of the House of Delegates for the term beginning this day, as ascertained and determined by the Board of State Canvassers at their meeting held the fourth Monday in Novmber, 1911, the official record of which is on file in my office.

Very respectfully,

B. O. JAMES,  
*Secretary of the Commonwealth.*

## MEMBERS-ELECT OF THE HOUSE OF DELEGATES OF VIRGINIA.

Accomac—J. Harry Rew.

Albemarle and Charlottesville—John S. White and S. M. Page.

Alexandria city and county—Robinson Moncure.

Alleghany and Craig—N. E. Spessard.

Amherst—W. P. Massie.

Appomattox—Thomas J. Stratton.

Amelia and Nottoway—W. A. Land.

Augusta and Staunton—J. F. Templeton and J. R. Kemper.

Bath, Highland, Buena Vista and Rockbridge—John W. Stephenson.

Bedford—Paul Bargamin and DuVal Radford.

Botetourt—C. M. Lunsford.

Brunswick—H. B. Moseley.

Buckingham and Cumberland—A. J. Terrell.

Campbell—A. B. Martin.

Caroline—S. H. Evans.

Carroll—M. Price Webb.

Charlotte—Berkeley D. Adams.

Chesterfield—W. W. Baker.

Chesterfield and Powhatan—W. S. Ivey.

Clarke and Warren—A. G. Weaver.

Culpeper—Alden Bell.

Dickenson and Wise—John W. Chalkley.

- Dinwiddie—T. E. Clarke.  
 Elizabeth City—Harry R. Houston.  
 Fairfax—Walter Tansill Oliver.  
 Fauquier—W. N. Tiffany.  
 Fauquier and Loudoun—J. O. Daniel.  
 Floyd—J. A. L. Sutphin.  
 Franklin—D. A. Kinsey.  
 Frederick and Winchester—R. E. Byrd.  
 Gloucester—John N. Tabb.  
 Goochland and Fluvanna—John Rutherford.  
 Giles and Bland—Martin Williams.  
 Grayson—S. M. Fulton.  
 Halifax—S. T. A. Kent and Jos. Stebbins, Jr.  
 Hanover—W. B. Walton.  
 Henrico—C. W. Throckmorton.  
 Henry—Geo. L. Richardson.  
 Isle of Wight—J. R. Jordan.  
 King and Queen and Essex—Francis W. Smith.  
 King William and Hanover—W. A. Willeroy.  
 Lancaster and Richmond county—R. O. Norris, Jr.  
 Lee—Arthur E. Robertson.  
 Loudoun—Keith B. Wise.  
 Louisa—James M. Baker.  
 Lunenburg—S. H. Love.  
 Lynchburg—Tipton D. Jennings.  
 Madison and Greene—John C. Utz.  
 Mathews and Middlesex—J. T. Christian.  
 Mecklenburg—F. B. Roberts.  
 Montgomery and Radford—U. G. Flannagan.  
 Nansemond—Richard L. Brewer, Jr.  
 Nelson—J. T. Harvey.  
 Newport News—E. W. Milstead.  
 New Kent, Charles City, James City, York, Warwick and Williamsburg—  
 H. U. Stephenson.  
 Norfolk city—Daniel Coleman and B. A. Banks.  
 Norfolk county—Curtis L. Old and George A. Peek.  
 Northampton and Accomac—Wm. Bullitt Fitzhugh.  
 Northumberland and Westmoreland—Thos. Brown.  
 Orange—T. K. Row.  
 Page and Rappahannock—W. J. Browning.  
 Patrick—S. T. Rakes.  
 Pittsylvania and Danville—C. W. Anderson, W. N. Brown and J. W.  
 Gregory.  
 Petersburg—Robert Gilliam, Jr.  
 Portsmouth—William G. Parker.  
 Princess Anne—J. T. Malbon.  
 Prince Edward—W. H. Ewing.  
 Prince William—C. J. Meetze.  
 Pulaski—T. L. Tate.  
 Rockingham—Dr. C. H. Rolston and Geo. N. Earman.  
 Richmond city—Edwin P. Cox, James J. Creamer, John A. Curtis, John S.  
 Harwood and Hill Montague.  
 Roanoke city—William Watts.  
 Roanoke county—A. M. Bowman.  
 Rockbridge and Buena Vista—Hugh A. White.  
 Russell—C. W. Grant.  
 Scott—M. P. Taylor.  
 Shenandoah—R. E. Borden.  
 Smyth—J. H. Wissler.  
 Southampton—L. J. Bain.

Spotsylvania and Fredericksburg—C. Richelieu Coleman.  
 Stafford and King George—Whit D. Peyton.  
 Sussex and Greensville—Thomas D. Howerton.  
 Surry and Prince George—W. Stanley Burt.  
 Tazewell and Buchanan—S. P. Mustard.  
 Washington and Bristol—John Roberts and E. C. Buck  
 Wythe—W. O. Moore.

The roll was called and the following members responded to their names:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Byrd, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—98.

The members present were sworn in by the Clerk, each taking and subscribing to the oaths required by the Constitution.

The Clerk announced that the first business in order is the election of a Speaker.

MR. BELL nominated Richard Evelyn Byrd, of Frederick and Winchester.

The roll was called with the following result:

|                      |   |   |   |   |   |    |
|----------------------|---|---|---|---|---|----|
| Richard Evelyn Byrd, | - | - | - | - | - | 91 |
|----------------------|---|---|---|---|---|----|

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—91.

|                                 |   |   |   |    |
|---------------------------------|---|---|---|----|
| The whole number of votes cast, | - | - | - | 91 |
| Necessary to a choice,          | - | - | - | 46 |
| Richard Evelyn Byrd received,   | - | - | - | 91 |



Richard Evelyn Byrd having received a majority of the whole vote cast was declared duly elected Speaker of the House of Delegates.

The Clerk requested MESSRS. BELL, BAKER of Chesterfield, RUTHERFOORD, HARWOOD, and WISSLER to conduct the Speaker to the chair.

THE SPEAKER responded appropriately.

THE SPEAKER announced the next business in order to be the election of a Clerk.

MR. WILLIAMS of Giles nominated John W. Williams of Giles county.

The roll was called with the following result:

|                   |   |   |   |   |   |    |
|-------------------|---|---|---|---|---|----|
| John W. Williams, | - | - | - | - | - | 98 |
|-------------------|---|---|---|---|---|----|

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Harman, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—98.

|                                 |   |   |   |    |
|---------------------------------|---|---|---|----|
| The whole number of votes cast, | - | - | - | 98 |
| Necessary to a choice,          | - | - | - | 50 |
| John W. Williams received,      | - | - | - | 98 |

John W. Williams having received all the votes cast was duly elected Clerk of the House of Delegates.

THE SPEAKER appointed MESSRS. WILLIAMS of Giles, STEBBINS, ADAMS and WEAVER to inform John W. Williams of his election and conduct him to his desk.

The Clerk responded in acknowledgment of the honor.

MR. WHITE of Rockbridge nominated J. M. Johnston of Rockbridge for Sergeant-at-Arms of the House of Delegates.

The roll was called with the following result:

|                |   |   |   |   |   |    |
|----------------|---|---|---|---|---|----|
| J. M. Johnson, | - | - | - | - | - | 96 |
|----------------|---|---|---|---|---|----|

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley,

Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Curtis, Daniel, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—96.

|                             |   |   |   |   |    |
|-----------------------------|---|---|---|---|----|
| Whole number of votes cast, | - | - | - | - | 96 |
| Necessary to a choice,      | - | - | - | - | 49 |
| J. M. Johnson received,     | - | - | - | - | 96 |

J. M. Johnson having received all the votes cast, was declared by THE SPEAKER duly elected Sergeant-at-Arms of the House of Delegates.

MR. BELL of Culpeper nominated S. M. Newhouse of Culpeper for Doorkeeper.

The roll was called with the following result:

|                 |   |   |   |   |   |    |
|-----------------|---|---|---|---|---|----|
| S. M. Newhouse, | - | - | - | - | - | 96 |
|-----------------|---|---|---|---|---|----|

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—96.

|                                 |   |   |   |   |    |
|---------------------------------|---|---|---|---|----|
| The whole number of votes cast, | - | - | - | - | 96 |
| Necessary to a choice,          | - | - | - | - | 49 |
| S. M. Newhouse received,        | - | - | - | - | 96 |

S. M. Newhouse having received all of the votes cast, was declared by THE SPEAKER duly elected Doorkeeper of the House of Delegates.

MR. PEYTON of Stafford nominated C. A. Truslow of Stafford for Doorkeeper of the House of Delegates.

The roll was called with the following result:

|                |   |   |   |   |   |    |
|----------------|---|---|---|---|---|----|
| C. A. Truslow, | - | - | - | - | - | 95 |
|----------------|---|---|---|---|---|----|

The vote was recorded as follows :

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—95.

|                             |   |   |   |   |    |
|-----------------------------|---|---|---|---|----|
| Whole number of votes cast, | - | - | - | - | 95 |
| Necessary to a choice,      | - | - | - | - | 48 |
| C. A. Truslow received,     | - | - | - | - | 95 |

C. A. Truslow having received all of the votes cast, was declared by THE SPEAKER duly elected Doorkeeper of the House of Delegates.

On motion of MR. WILLIAMS of Giles, the rules for the government of the House of Delegates were agreed to as follows :

#### RULES OF THE HOUSE OF DELEGATES.

##### I.

##### ORGANIZATIONS ELECTIONS.

1. At the elections in the House, the voting shall be viva voce, and the vote recorded in the Journal, and only one person shall be chosen at a time. If on the first voting no one receives a majority, the person having the smallest number of votes shall not be voted for on the next trial, and so on until some one shall receive a majority of the whole vote. If the election be by joint vote of the two houses, messages shall be exchanged for each voting, announcing the names of persons in nomination. A committee of three from each house shall compare the votes and ascertain and report the result.

##### THE SPEAKER.

2. "The House of Delegates shall choose its own Speaker." The Speaker may call any member to the chair, who shall exercise its functions for the time; but no member by virtue of such appointment shall preside for a longer time than three days. During such substitution the Speaker may participate in the debates. If the Speaker be absent, and have named no one to act in his stead, the duties shall be performed by the chairman of one of the standing committees, taking precedence in the order in which the committees are named in Rule 16.

3. The Speaker shall take the chair every day precisely at the hour to which the House shall have adjourned on the preceding day: shall immediately call the House to order, and a quorum being present, shall cause the Journal of the preceding day to be read. Any mistakes in the entries shall, upon motion, then be corrected, and being found correct, shall be signed by the Speaker and the Clerk, and upon the last day of the session, the Journal for that day being examined and found correct, shall be signed by the Speaker and the Clerk, and the said Journal, when so signed, shall be the authentic record of the proceedings of the House.

4. The Speaker shall have power to supervise and correct the Journal before it is read. He shall have a general direction of the hall, with power, in case of disturbance or disorderly conduct in such part thereof as may be appropriated to spectators, to have the same cleared. Stenographers and reporters for the press, wishing to take down the proceedings of the House, may be admitted by the Speaker, who shall assign them to such places on the floor as shall not interfere with the convenience of members.

5. All acts and joint resolutions proposing amendments to the Constitution shall be signed by the Speaker; and all writs and warrants issued by order of the House shall be under his hand and seal, attested by the Clerk.

#### THE CLERK.

6. A Clerk shall be elected by the House, and shall be deemed to continue in office until another is chosen. He shall appoint an assistant clerk, an enrolling clerk, a journal clerk, a reading clerk, the janitors for the hall and offices, and shall, subject to the approval of the Speaker, appoint the six committee clerks provided for by law. He shall be charged with the whole clerical business of the House and of its committees, and shall see that the committee clerks discharge properly the duties required of them by the several committees to which they are assigned, and that, when not so employed, they render such assistance as may be required to other committees and in the business of the House. The several clerks and janitors may be removed by the Clerk of the House, with the approval of the Speaker, and the committee clerks shall be so removed upon the request of the committees to which they are severally assigned.

7. The Clerk shall perform all the duties of his office under the direction of the Speaker. He shall keep a Journal of the proceedings of the House, and shall have the same in proper form to be signed as provided by Rule 3, and shall submit it daily to the Speaker in time to be examined before the next assembling of the House. He shall keep at the Clerk's table, during the sittings of the House, a calendar or docket so arranged as to show the condition and progress of the business of the House, which said calendar shall be printed each day and laid on the desk of each member at the opening of the session. He shall have printed and placed on the desk of each member, before the assembling of the House each day, a list of all bills offered on the preceding day, under Rule 37, with the names of the patrons, titles of the bills and the committees to which the same have been referred.

8. He shall keep accounts of the compensation of the members and officers of the House, and shall from time to time certify the same to the Auditor. He shall provide the stationery required for the business of his office and of the House and for the use of the members during the session; but the amount furnished to each member shall not exceed in value five dollars a session. The claims shall be certified for payment as provided by law. He shall keep a detailed account of all these transactions in a book to be provided for the purpose, which shall be at all times open to inspection by members of the House.

#### SERGEANT-AT-ARMS.

9. A Sergeant-at-Arms shall be elected by the House, and shall continue in office during its pleasure. He shall have as his assistant two doorkeepers, who shall be elected by the House, and six pages, to be appointed by the Speaker, who shall receive as compensation one-half the amount provided by law for a doorkeeper.

10. He shall, with his assistants, attend upon the House during its sittings, and shall execute its commands, together with all such process, issued by its authority, as shall be directed to him by the Speaker.

11. He shall, under the direction of the Speaker, have charge of the police of the hall, and shall prevent any interruption of the business of the House by disorder, within or without. He shall distribute among the members all papers printed for their use, and shall give such attendance upon them



during the sittings of the House as will promote their comfort and facilitate the business of the House.

12. He shall procure for the members, when required, certificates for pay and mileage, and, at their request and upon their endorsement, shall collect and pay over to those entitled the money due upon such certificates.

13. He shall attend to receiving and dispatching all mail or telegraphic matter intended for or sent by members, and shall make such arrangement therefor as to promote the convenience of the members.

#### OATHS OF OFFICE.

14. The oaths which the officers of the House are required by law to take shall be administered and certified by a person authorized to administer oaths, and be filed with the Clerk of the House.

#### COMMITTEES.

15. All committees shall be appointed by the Speaker unless otherwise specially directed by the House, in which case they shall be appointed by ballot, and a plurality of votes shall prevail. The first-named member of any committee shall be the chairman, and if he be absent, or be excused by the House, the next named member, and so on, unless the committee elect a chairman.

16. At the beginning of each regular session there shall be appointed standing committees, to consist of not less than nine nor more than thirteen members (except the Finance Committee, which shall consist of fifteen members), as follows:

1. Privileges and Elections.
2. Courts of Justice.
3. Schools and Colleges.
4. General Laws.
5. Roads and Internal Navigation.
6. Finance.
7. Claims.
8. Militia and Police.
9. Asylums and Prisons.
10. Labor and the Poor.
11. Public Property.
12. Currency and Commerce.
13. Agriculture and Mining.
14. Manufactures and Mechanic Arts.
15. Counties, Cities and Towns.
16. Officers and Offices at the Capitol.
17. Executive Expenditures.
18. Retrenchment and Economy.
19. Federal Relations and Resolutions.
20. Enrolled bills.
21. Immigration.
22. Chesapeake and Its Tributaries.
23. Insurance and Banking.

17. Also a standing committee to consist of five members, to be called the Committee on House Expenses. It shall be the duty of this committee to examine from time to time the accounts kept by the Clerk, with the members and officers of the House, and to decide all questions arising in relation thereto, subject to an appeal to the House. Unless otherwise provided by order of the House, no account for printing, stationery, or any other expenses of the House shall be certified for payment without the previous approval of this committee.

18. Also a standing committee on rules, to consist of five members, including the Speaker, who shall be chairman of the committee.

19. Also a standing committee on confirmation, to consist of five members; one on the Library, to consist of five members; one on Printing, to consist of three members; one on Special, Private and Local Legislation, to consist of seven members; and one on Auditing, to consist of three members. These committees, when acting with like committees from the Senate, shall constitute the Joint Committee on Confirmation, the Library Committee, the Committee on Printing, the Committee on Special, Private and Local Legislation, and the Auditing Committee, provided for by law and the Constitution, but in all other respects the Library Committee and the Committee on Printing shall act as committees of the House.

20. Any committee of the House may, at their discretion, confer with a committee of the Senate having under consideration the same object. No select committee shall be appointed to consider any subject falling properly within the province of a standing committee.

21. After the minimum number required for any committee has been appointed, the Speaker may, from time to time, at his discretion, fill it up to the maximum allowed by the rules, which shall in no case be exceeded.

22. Five members of any committees, or a majority, if less than five, shall constitute a quorum. Each committee shall appoint its own regular meetings; and it shall be the duty of a committee to meet on a call of any two of its members, if the chairman be absent or decline to appoint such meeting; but no committee shall sit during the sitting of the House without special leave.

23. The several standing committees shall not only consider and report upon the matters specially referred to them, but shall, whenever practicable, suggest such legislation as will provide upon general principles for all similar cases. And it shall be the duty of each committee to inquire into the condition and administration of the laws relating to the subjects which they have in charge; to investigate the conduct and look to the responsibility of all public officers and agents concerned, and to suggest such measures as will correct abuses, protect the public interests, and promote the public welfare.

24. Committees shall in all cases report by bill or resolution in such form that, if passed or agreed to, it will carry into effect their recommendation. Every such bill shall be printed; but no papers returned therewith shall be printed unless the committee shall so recommend.

#### COMMITTEE OF THE WHOLE.

25. When the House shall go into the committee of the whole the Speaker may vacate the chair and call some member to preside in committee; the other officers shall attend and the rules of the House shall be observed and enforced in committee, as far as applicable, except that the previous question shall not be ordered.

26. If the committee arise before the consideration of the subject referred is concluded, the same shall be reported back and have its place in order as unfinished business of the House. When it shall be again reached in order, unless it be otherwise disposed of, the House, after making such orders as it may deem proper in relation to the business before the committee, shall stand again resolved into the committee of the whole, and so on until the business therein be disposed of.

27. Nothing shall be in order in the committee of the whole except such matters as may be specially referred to it by the House.

28. Whenever the committee of the whole shall find itself without a quorum, the chairman shall cause the roll to be called, and thereupon the committee shall rise, and the chairman shall report the fact and the names of the absentees, which shall be entered upon the Journal of the House.

29. The motion to go into committee of the whole, and the motion to discharge the committee shall not be debated.

## II.

## ATTENDANCE AND ADJOURNMENT.

30. No member shall absent himself from the service of the House unless he have leave or be sick or unable to attend.

31. Any ten members or more (including the Speaker, if there be one, and he be present), shall be authorized to compel the attendance of absent members by a call of the House.

32. Upon the roll of the House the names of the members shall in all cases be arranged and called in alphabetical order, except that the Speaker shall be called last.

33. Upon a call of the House the names of the members shall be first called over by the Clerk and the absentees noted; after which the names of the absentees shall be again called over; the doors shall then be shut, and those for whom no excuse or insufficient excuses are made may, by order of those present, if ten in number, be taken in custody as they appear, or may be sent for and taken into custody, wherever to be found, by the Sergeant-at-Arms or his assistants, or by special messengers to be appointed for that purpose.

34. When a member shall be discharged from custody, and admitted to his seat, the House shall determine whether such discharge shall be with or without payment of fees and expenses.

35. Any member or members may adjourn from day to day. A motion to adjourn, and a motion to fix the time for which the House will adjourn, shall always be in order, and shall be decided without debate.

## III.

## INTRODUCTION OF BUSINESS.

36. Messages from the Governor and reports and communications (except petitions and memorials), from any other public officer or agent may be received at any time, and if, in the judgment of the Speaker they require immediate action, may be brought at once to the attention of the House; otherwise they shall lie upon the Speaker's table and be disposed of in the morning hour. The same rule shall be observed with regard to messages from the Senate.

37. Members having petitions, memorials, resolutions, or bills to present may, at any time, hand them to the Clerk, endorsed with their names, and the reference or disposition desired. The Clerk shall, under the direction of the Speaker, refer all such papers to the proper committee, and enter the fact, with the names of the members presenting them, upon the Journal.

38. No petition, memorial, bill, joint resolution or resolution calling for information from the Governor or other public officer or agent, shall be introduced, considered or acted upon, otherwise than is provided by the preceding rule, until it shall have been examined and reported upon by a committee.

39. Any other resolution or motion upon which a member may desire the judgment of the House, or any action other than a reference to a standing committee, may be presented to the House in the morning hour, after the business on the Speaker's table is disposed of.

40. Reports of committees may be handed to the Clerk at any time. He shall endorse upon them the time at which they are received, and place them upon the Speaker's table, to be disposed of in the morning hour. If, in the judgment of the Speaker any report of a committee requires immediate action, he may bring it to the attention of the House at any time.

## IV.

## ORDER OF BUSINESS—THE MORNING HOUR.

41. After the reading and signing of the Journal, one hour, to be called

the morning hour, shall be devoted to the dispatch of business upon the Speaker's table and to resolutions presented under rule thirty-nine. The business on the Speaker's table shall be disposed of in such order as the Speaker shall deem best, except as may be herein otherwise provided, or as the House may at any time order.

42. The annual message of the Governor shall be laid before the House as soon as it is received. It shall be printed for the use of the House, and shall be considered by the several standing committees without any special order therefor.

43. All other messages from the Governor shall, unless the House otherwise order, be referred by the Speaker to the proper committee. And the same rule shall be observed as to reports and communications from other public officers.

44. Bills and joint resolutions sent from the Senate shall be referred by the Speaker to the proper committees. All other messages from the Senate shall, unless the House otherwise order, be referred by the Speaker to the proper committees. All other messages from the Senate shall, unless the House otherwise order, be referred by the Speaker to the proper committees.

45. All bills reported from committees shall be transferred at once to the calendar in the order in which they are reported. Those reported for the first time shall be numbered in the order in which they were handed to the Clerk, and transferred to the calendar.

46. All other reports from committees shall be considered and disposed of in the order in which the Speaker shall present them, unless the House shall in any case otherwise direct.

47. A member presenting a resolution under rule thirty-nine shall be allowed five minutes in which to explain his wishes in relation to it; after which the question on referring to a standing committee shall be taken without debate. If the House refuses to refer, the resolution shall be considered and disposed of.

48. Printing recommended by committees under rule twenty-four shall be ordered by the Speaker, unless the House shall otherwise direct. Under such order no more copies of any document shall be printed than is provided by law; nor shall more than two hundred and thirty copies be printed of any bill, resolution, petition, or memorial without the special order of the House.

#### THE CALENDAR.

49. At the expiration of the morning hour, or sooner if the business of the morning hour has been disposed of, the House shall proceed to consider bills and joint resolutions upon the calendar, in the following order:

1st. House bills on their first reading.

2d. Senate bills on their first reading.

3d. Pending motions to reconsider, relating to business proper for the calendar.

4th. The unfinished business of the preceding day.

5th. House bills, etc., returned from the Senate with amendments, in the order in which they were transferred to the calendar.

6th. Senate bills on third reading.

7th. Engrossed House bills, etc., in the order in which they passed to their engrossment.

8th. Senate bills on their second reading.

9th. House bills, etc., on their second reading in the order in which they are numbered.

50. It shall be the duty of the Clerk to see that the printing and engrossing, when ordered, shall be done in such time that the bills, etc., may be acted upon according to their priorities upon the calendar. If, however, any bill, etc., shall not be ready when it is reached upon the calendar, it shall be passed by, and be allowed to retain its place upon the calendar.

51. When the calendar has been called through, it may be called again in order to dispose of any business that may be ready, and if there be none



such, the business of the morning hours shall be resumed and disposed of; but the business of the calendar shall in no case be allowed to interfere with that of the morning hour without the unanimous consent of the members present.

52. The regular order of business herein established shall not be changed, nor shall any special order be made, except by a vote of two-thirds of the members present; but a majority may postpone the calendar, not exceeding one day at a time, or may pass by any subject coming up in order, without changing its place, or may agree to a joint order with the Senate, or may postpone or discharge any special order.

## V.

### CONDUCT OF BUSINESS—ORDER AND DECORUM.

53. The Speaker shall preserve order and decorum; may speak to points of order in preference to other members, rising from his seat for that purpose, and shall decide questions of order without debate, subject to an appeal to the House. If the decision relate to a question of decorum or propriety of conduct, it shall not be debatable; if it relate to the priority of business, or the relevancy or applicability of propositions, the appeal may be debated, but no member shall speak on it more than once, except by leave of the House.

54. When a member rises to speak he shall respectfully address, "Mr. Speaker," standing in his place; he shall confine himself strictly to the question before the House, and when he has finished he shall sit down.

55. When two or more members rise at the same time, the Speaker shall name the person to speak, but in all cases the member who shall first rise and address the chair shall speak first.

56. Every motion or proposition shall be reduced to writing, if desired by the Speaker or any member, and shall be delivered in at the Clerk's table, to be there read; and the question shall be stated by the chair before the same shall be debated. When the reading of any paper in possession of the House, and not being the precise matter upon which the House is acting, is called for, and objection is made by any member, the question shall be determined by a vote of the House without debate. Any motion or proposition may be withdrawn by the mover at any time before a decision, amendment, or other action of the body upon it, except a motion to reconsider, which shall not be withdrawn without leave of the House.

57. No member shall in debate use any language or gesture calculated to wound, offend or insult another member.

58. If any member, in speaking, transgress the rules of the House, the Speaker shall, or any member may, call him to order; in which case the member called to order shall immediately take his seat, unless permitted to explain. If there be no appeal, the decision of the chair shall be submitted to. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, he shall not proceed, except by leave of the House. For flagrant or repeated violations of order, especially if persisted in after the admonition of the Speaker, a member shall be liable to the censure of the House.

59. If any member be called to order by another member for words spoken, the words excepted to shall be immediately taken down in writing, in order that the Speaker and House may be better able to judge the matter.

60. No member shall, while the House is sitting, interrupt or hinder its business by standing up, leaving his place, moving about the hall, engaging in conversation, expressing approval or disapproval of any of the proceedings, or by any other conduct tending to disorder and confusion.

61. If any one debate upon the same question, no member shall speak more than once till all others have spoken who desire to do so, nor more than twice without the consent of a majority of the members present.

## ASCERTAINING THE QUESTION.

62. If the question for decision include several distinct propositions, any member may have the same divided; but a motion to strike out and insert shall not be so divided; nor shall a motion to strike out, being lost, preclude either amendment or a motion to strike out and insert. In filling blanks, the question shall be put first upon the largest sum and the longest time. No motion or proposition, or subject different from that under consideration, shall be admitted under color of amendment.

63. When a question is before the House no motion shall be received unless especially provided for, except to adjourn, to pass by, to lay upon the table, to postpone for a specified time for purpose, to commit or amend, to dismiss; which several motions shall have precedence in the order in which they are arranged. If the motion to pass by, or to lay upon the table, or to postpone, shall prevail, a motion to print shall be in order before proceeding to the consideration of another subject, but shall be decided without debate.

64. Upon the motion to pass by, the mover shall be allowed two minutes to state the reason for his motion, and one member opposed to the motion shall be allowed a like time to object. The motion to lay upon the table, for the previous question, and for the pending question, shall not be debated; nor shall debate be allowed on a motion to take up a subject from the table, or to reconsider any question which was not debatable. When a question not debatable is before the House, all incidental questions arising after it is stated to the House shall be decided and settled, whether on appeal or otherwise, without debate; and the same rule shall apply to incidental questions arising after any question is put to the House.

## PENDING AND PREVIOUS QUESTIONS.

65. Pending debate, any member who obtains the floor for that purpose only, and submits no other motion or remark, may move for the "previous question" or the "pending question," and in either case the motion shall be forthwith put to the House. Two-thirds of the members present shall be required to order the main question; but a majority may require an immediate vote upon the pending question, whatever it may be.

66. The previous question shall be in this form: "Shall the main question now be put?" If carried, its effect shall be to put an end to all debate and bring the House to a direct vote upon a motion to commit, if pending; then upon amendments reported by a committee, if any; then upon pending amendments, and then upon the main question. If upon the motion for a previous question, the main question be not ordered, debate may continue as if the motion had not been made.

## TAKING THE VOTE.

67. The Speaker shall rise to put a question, but may state it sitting. Questions shall be distinctly put in the following form—viz.: "As many as agree that, etc., (as the question may be), say Aye"; and after the affirmative vote is given. "Those opposed say No." If the Speaker doubts, or a division is called for, the House shall divide, those in the affirmative of the question rising first from their seats, and afterwards those in the negative. If required the Speaker shall cause the result to be ascertained by a count.

68. The yeas and nays on any question may be called for at any time before proceeding to another question or proposition, but being once refused, they shall not be again demanded on the same question; and any member shall have a right to vote at any time before the decision is announced by the chair.

69. Upon a division of the House on any question, a member who is present and fails to vote shall, on the demand of any member, be counted on the negative of the question; and when the yeas and nays are taken shall,

in addition, be entered on the Journal as present and not voting. But no member who has an immediate and special personal interest in the result of the question shall either vote or be counted upon it.

#### RECONSIDERATION.

70. When a question has been decided, it may be reconsidered on the motion of any member who voted with the prevailing side; provided, it be made on the same day or within the next two days of actual session. The motion may be entered as a matter of privilege, and shall take precedence of everything except special order and other questions of privilege, and be disposed of in the morning hour or with the calendar, as the case may be. All motions to reconsider shall be decided by a majority of the votes of the members present.

#### BILLS, ETC.

71. Every bill shall be read at length on three different calendar days in the House previous to its being passed, and it shall be distinctly announced at each reading, whether it is the first, second or third time.

72. The first reading of a bill shall be for information merely, and it shall go to second reading without a question.

73. Upon the second reading of a bill it shall be open to amendment or commitment, or to any of the motions provided for in rule sixty-three, and the final question shall be, "Whether it shall be engrossed and read a third time."

74. A bill ordered to be engrossed shall not have its third reading until the engrossment is actually and properly done; but, in the case of a Senate bill, the engrossment shall only apply to such amendments as may have been made in the House.

75. No amendment to a House bill shall be received upon its third reading by way of rider or otherwise; and no amendment involving an additional appropriation shall be added to the general appropriation bill, unless to carry into effect an existing law, or unless it receives the vote required to pass the bill itself. But a bill may at any time before its passage be committed or recommitted, and when reported back shall be placed on the calendar, and if amended shall, whether on its second or third reading, be engrossed, as may be necessary.

76. On the third reading of a bill, the question shall be, "Shall the bill pass?"

77. The title of a bill, and such parts thereof only as shall be affected by the proposed amendments, shall be entered upon the Journal.

#### WITHDRAWAL OF EXHIBITS.

78. Original papers filed as exhibits with any bill or petition may be withdrawn by the patron, or upon his order, on his leaving attested copies, for which he shall pay the Clerk at the rate provided by law for other copies made by him.

#### MESSAGES.

79. It shall be the duty of the Clerk, without any special order therefor, to communicate to the Senate any action of the House upon business coming from the Senate, or upon matters requiring the concurrence of that body; but no such communication shall be made in relation to any action of the House while it remains open for consideration.

#### MANUAL AND RULES.

80. The rules of parliamentary practice comprised in Jefferson's Manual shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the rules of the House, and such joint rules as are or may from time to time be established by the two houses of the General Assembly.



81. The rules of the House may be suspended by a vote of two-thirds of the members present, to be considered by an actual division of the House, except as prohibited by the Constitution; provided, that a motion to discharge a committee from the consideration of a bill shall require a majority of those voting, which shall include two-fifths of the members elected to the House, the vote thereon to be taken by yeas and nays and recorded in the Journal; and provided further, that a motion to dispense with the printing and reading of a bill, or either, shall not be entertained, except as provided by the Constitution. But a proposition to change a rule of the House shall be submitted in writing and forthwith printed. In its printed form it shall lie upon the Speaker's table for five days and be read to the House during the morning hour of each day during that time. At the expiration of five days it shall be ready for consideration, and may be adopted or rejected by a majority vote of the members present; provided, that as to all resolutions or bills which involve an appropriation or expenditure of money by the Commonwealth, or which may create a charge upon the treasury, the rules of the House shall not be changed or suspended, save by a vote of two-thirds of the members present, to be ascertained by an actual division of the House. Upon a motion to suspend a rule of the House the mover shall be allowed two minutes to state the reasons for his motion, and one member opposed to the motion shall be allowed a like time to object.

#### HALL OF THE HOUSE OF DELEGATES.

82. During the session of the legislature the hall of the House of Delegates shall be used for no other purpose than the regular sessions of the House, and for meetings of the committees and members of the legislature on public affairs.

83. Only members of the General Assembly, ex-members, members of Congress and Senate, State officers, judges, officers and employees of the General Assembly, members, officers and employees of the late Constitutional Convention and such other persons as the Speaker shall designate, shall be permitted on the floor of the House during the session thereof, provided that the privileges granted hereunder shall not be exercised by any person having business for compensation before the House or any committee thereof, and the officers of this body shall enforce this rule under the direction of the Speaker.

A message was received from the Senate, by MR. FLETCHER, who informed the House that the Senate was duly organized and ready to proceed to business.

Ordered that MR. BAKER, of Chesterfield, inform the Senate that the House of Delegates is duly organized and ready on its part to proceed to business.

MR. JENNINGS offered the following resolution:

Resolved by the House of Delegates (the Senate concurring), That a committee be appointed comprised of seven on the part of the House of Delegates and five on the part of the Senate to notify the Governor that the General Assembly is duly organized and ready to receive any communication he may desire to make.

THE SPEAKER laid the resolution before the House.

The resolution was agreed to.

Ordered that MR. JENNINGS carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by Mr. SAUNDERS, who informed the House that the Senate had agreed to the joint resolution.

THE SPEAKER appointed MESSRS. JENNINGS, DANIEL, RUTHERFORD, FITZHUGH, WATTS, TATE and WISSLER the committee on the part of the House.

The committee subsequently reported that the Governor would communicate in writing.

A message was received from the Governor, by his secretary, as follows:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, VA., *January 10, 1912.*

*To the General Assembly of Virginia:*

In presenting this message containing my recommendations for legislation to your honorable body, I wish first of all to congratulate you upon the favorable conditions under which you are assembled. In all its long history the Commonwealth has never been more prosperous than it is to-day. Our crops have been large, though somewhat affected by the drought; prices have been good; our manufacturers have greatly increased their products and found extended markets and ready buyers; our sea food industries have fully recovered from the depressing conditions of a few years ago, our whole body politic has prospered. Much has been achieved since the General Assembly last met, which has marked an epoch in the progress of the Commonwealth. Our corn crop for 1910 was over seven million bushels in excess of the crop of 1909, and the crop for 1911, despite a bad season, was larger by over 3,000,000 bushels than in 1909; our educational institutions have begun new activities which have raised their standards and increased their value to the people; a comprehensive study of our tax laws has been made; over eight hundred miles of good roads have been constructed under State direction, and over four hundred miles are under construction; our public obligations have all been met and our credit is high. Truly there is much to encourage the General Assembly in the discharge of its patriotic labors for the further upbuilding of the Commonwealth.

But the very progress made since the Assembly last met entails new and most responsible duties upon the present Assembly. New and important problems have arisen which demand careful consideration at your hands. The work of tax revision, which has been deferred too long, cannot be further postponed, but should receive attention at this session of Assembly; the educational needs of the Commonwealth must be met in a spirit both liberal and far-seeing; our prison population must be profitably employed in healthful work without competition with free labor; the new agricultural advance must be fostered by legislation which will encourage better farming and give to the individual planter the greatest possible assistance; the supply of proper ground limestone for our farmers must be considered; the conservation of the public health must be furthered by helpful legislation; charitable and correctional work must be given the support of wise laws; the fee system, which has long aggravated the people, must be reformed; legislation for the purity of elections must be enacted; many other public works stand in need of legislation to broaden their usefulness or to increase their effectiveness. A great opportunity for constructive legislation is afforded the Assembly—an opportunity to build for the future and to lay the foundations for the happiness of our children while increasing the prosperity of our present citizenship.

The subject of tax reform, which I regard as the most important single work before the Assembly, with good roads and improved agriculture, will be made the subject of special communications. In the present message I shall confine myself to a brief discussion of various other aspects of the adminis-

tration with such recommendations for legislation as mature thought convinces me to be wise.

In my inaugural address I urged the claims of these gallant men as being superior to all others both because of the eminent services they have rendered and because, in the nature of the case, they cannot be very long in the midst of a grateful people who remember their valorous services.

Unfortunately, under the present law, the small sums allowed by the State for the relief of our needy veterans have, from time to time, been reduced below the very modest figures set by the statutes. This has been due to the addition of new pensioners who have to share in the total amount appropriated for pensions. Thus the addition of about 1,500 veterans to the pension rolls during 1911 required a reduction of 10 per cent. in all the pensions payable, except those exempted under the provisions of the special acts of 1889 and on the roll of 1888. The full amount allowed by law, \$450,000, was paid, but it was not sufficient to meet the honest claims made on it.

In order to prevent the recurrence of such lamentable conditions I recommend that law be enacted authorizing the Auditor to pay in full, from any funds in the treasury, all pensions properly approved and due at the dates of payment. This will require additional funds, but it is the very least the Commonwealth can do for the men to whom she owes much of her past glory and present prosperity.

On this important subject the Auditor has already given full information in his report, and little remains to be said except to call attention to certain conditions which should, if possible, be remedied.

The fiscal year ends on the 30th of September, and the appropriation year on the last day of February. As a consequence it frequently happens that there is chargeable against the balance due the State on the 1st of October, as was the case during the last fiscal year, appropriations which more than consume it. This condition, to say the least, is confusing to the public and the General Assembly, and should be so changed as that the appropriation year and the fiscal year shall end at the same time.

The interests of the State are now so numerous and so varied as to demand the best thought of those entrusted with their administration, and should be conducted on a sound, conservative business basis. Appropriations should not only be well within the resources of the State, but should provide for the accumulation of a surplus of not less than five hundred thousand dollars. This should be held as a special fund to meet contingencies such, for instance, as the destruction by fire of one of the State hospitals. By the aid of such a fund the State would have no difficulty in tiding over the months of August, September and October, when the demands on the treasury are extremely heavy and the receipts are small. The surplus might be used as a loan fund at such a time. Every establishment, doing a seven million dollar business, provides itself with such a fund, and the State should do likewise.

From information received from the Auditor's office, I think it is safe to say that after paying the balance against the State on the 1st of October, 1911, and after meeting the appropriations which will have to be paid before March the 1st, including the expenses of the General Assembly, there will be a surplus in the treasury of at least \$280,000. I cannot give the exact figures at this time, since the receipts of January and February are more or less problematical. The estimate cited above is based on revenue for these two months not in excess of that received last year.

For the fiscal year ending September 30, 1912, the Auditor of Public Accounts estimates the receipts at \$6,571,355.59, and receipts for specific purposes not available for appropriation, at \$323,888.53, making an aggregate for the fiscal year ending September 30, 1912, of \$6,895,244.12. The accounts to which "receipts for specific purposes" go will be found on page 79 of the Auditor's report.

At this point it may be well to call attention to what seems to me to be a weak point in our system of accounting. All of these special funds now go into the treasury, and all of them are applicable for certain purposes. But, in my judgment, they should be regularly appropriated in specific amounts for



definite purposes; and the expenditures made from such funds should be regularly audited in the office of the Auditor of Public Accounts and paid by warrant attached to receipted itemized bills. In the same way, the appropriations to our public institutions should not, as at present, be paid in monthly installments to be deposited in bank and drawn against by these institutions. On the contrary, the claims against these institutions should be made out in detail, receipted and accompanied by a warrant, signed by the proper officer. They should then pass through the Auditor's office in the same manner as all other accounts. In this way the unexpended balance of the Commonwealth would be under the control of the State's financial officers until actually disbursed. This recommendation is not intended as a reflection on any of the institutions of the State, I believe their accounts have been properly kept, but there should be a comprehensive, uniform and complete system of accounting in use, applicable to all persons or institutions dealing with or connected with the State.

In order to facilitate the business of the General Assembly, I have caused to be made out a guide to the next appropriation bill, containing, as far as possible, in a classified form, the appropriations for the year ending February 29, 1912.

The paper could not be made complete because some of the appropriations are not certain, but it is approximately complete. Blank spaces are left for appropriations for the year ending February 28, 1913, and for the year ending on the 28th of February, 1914, so that members can keep up with the appropriations for those years if desired. I have also secured from the various State institutions statements setting out briefly the appropriations for which they ask for the next two years, and these statements will accompany this message.

From my knowledge of the finances of the State I do not think it safe to appropriate more than six million five hundred thousand dollars for each of the two next appropriation years, having regard especially in new or additional appropriations for those expenditures which will promote the resources and add to the wealth and assessable values of the State. With this information placed in the hands of the members of the General Assembly at the commencement of the session, I trust it will be their pleasure to pass the appropriation bill at an early date, to the end that it shall go to a conference committee without delay and be acted upon with due deliberation, rather than that it be deferred until the last hours of the Assembly, when concessions of doubtful wisdom might have to be made to save the bill.

Local option was adopted in this State in 1885, and after that date was the only method by which the people of a given locality could control the licensing of saloons, until the passage of the "Mann Bill," in 1903. By this bill different requirements were made for the licensing of saloons in the rural districts and in towns of under five hundred inhabitants from those obtaining in larger towns and the cities of the State, and in 1908, under what is known as the "Byrd Bill," the territory covered by the "Mann Bill" became prohibition territory, leaving the rest of the State under the operation of local option. By reason of these several laws, the following conditions exist.

Sixty-six counties have no form of liquor license; eleven have only one license in each county; four have two licenses to the county; and there are eighty-five counties which have no saloons; one hundred and twelve towns with a population of five hundred and over are "dry"; ten towns, having a population of over five hundred inhabitants, and one having less than that number, three of them being summer resorts, have licenses; four towns with less than five hundred inhabitants have dispensaries. There are eight cities "dry" by the vote of their inhabitants, and eleven which have saloons. So that largely more than one-half, possibly two-thirds, of the people of Virginia are living in "dry" territory and under conditions which demonstrate the wisdom of the laws to which I have referred, and which justify their extension so as to embrace more territory.

The logic of local option is that each community must settle the liquor question for itself, and it is apparent that under the operation of that law

"dry" territory cannot interfere with that which is "wet," and it seems to me that good faith should require the "wet" territory not to interfere with the "dry." We know, however, that this interference with the will of the people in "dry" territory is constantly going on, and that "mail order houses" are doing an immense business in the shipment of liquor to sections in which the opposition of the people has been clearly and emphatically expressed. If, therefore, local option is to continue as the policy of the State, the laws authorizing the granting of liquor licenses should be so amended that only such license shall be granted as will not permit the shipment of liquor into "dry" territory. The reply to this recommendation will doubtless be that under the interstate commerce law liquor will come in from other States and our dealers will be deprived of their profit. This is true, although the greater the distance the less the liquor that will be ordered, and it is also true that very many good people in practically all of the States are endeavoring to have Congress pass a law which will correct this evil. And if it is so recognized, while we are waiting for Congress to act, in justice to our own "dry" territory and the "dry" States south of us, we should show the way.

An officer in my position, charged with the execution of the laws of the State, is obliged to be impressed with the fact that liquor causes a very large percentage—certainly as much as seventy-five—of the crime committed in the State, and the records of our penitentiary show that the average criminal age is below twenty-five. It is, therefore, the part of wisdom, in establishing regulations for a business which thinking men recognize as dangerous, that as far as possible the temptation to contract the liquor habit be not put in the way of our young men. I believe that most of them contract this habit after business hours, and I therefore recommend that the saloon business, where it exists, be made a day business, and be required to close at sunset and not open until sunrise.

In conclusion of this subject, I wish to repeat what I said in my inaugural address delivered on the 1st day of February, 1910: "I simply reiterate my steadfast opposition to the saloon, and my confidence in the people of Virginia, who have the right to settle this question as to them shall seem best."

Inspiring and gratifying indeed has been the progress of health work in the Commonwealth during the last two years. Reductions in the ravages of disease have become matters of history which a few years ago seemed idle dreams; future conquest of human misery are possible which a decade ago seemed chimerical. Within two years the number of new cases of consumption in the State has been reduced by almost about 4,000; many new water supplies have been installed; our protection against typhoid fever has been greatly increased; hookworm disease is steadily and surely being banished from the Commonwealth. The successful prosecution of this work requires funds, which should be forthcoming, and the enactment of laws which will aid the health forces of the State. Paramount among the needed laws are statutes which will give the State Board of Health supervision over water supplies, in order to prevent their contamination, an act to provide for the registration of vital statistics and some provision for the free distribution of diphtheria antitoxin. The work of the State Department of Health has meant a saving to the people of the State, in the purchase of antitoxin, of a sum equal to the annual appropriation for the department; but if antitoxin can be distributed free of all cost, to needy citizens of the Commonwealth, there will be a saving in human life not measurable in dollars and cents.

The investigations made by the State Board of Charities and Corrections and the conditions disclosed thereby render certain remedial legislation imperative. Foremost among these measures is some provision for the custodial care of the feeble-minded. There are at least 4,500 of these unfortunates in the State, many of whom are women. As their mental condition is transmitted and as the women in particular are not able to protect themselves, the State should make provision for the care of those at least who are the greatest menace. If this work be committed to the Board of the Epileptic Colony, under the supervision of the General Hospital Board, the result will, in my judgment, be satisfactory.



The time has likewise come when the State should assume control of the various reform schools of the Commonwealth. These are now under the charge of private organizations but are maintained by the State. The boards of two of these schools agree that better results can be achieved by placing them under the direct control of the State. This will not require any considerable outlay in addition to the support already given by the State and will be a step towards the unification of this important aspect of preventive and correctional work.

Provision must likewise be made for the proper supervision of dependent classes, and particularly of children. The State Board of Charities and Corrections has done much work along these lines, and has met with gratifying success; but it should have supervision of placing the children and should arrange for the proper inspection of homes into which destitute children are placed.

The State likewise needs some supervision over prisoners paroled from the penitentiary or who have been unconditionally pardoned. The absence of this supervision has not only caused the re-arrest and conviction of former prisoners, but has handicapped many prisoners who have left the penitentiary. The man who intends to lead an honest life when he is dismissed from prison should be given every protection and all possible assistance. To this end, it is recommended that the State Board of Charities and Corrections be given sufficient funds with which to employ a special parole officer to supervise the conditions of labor among paroled prisoners and to visit them from time to time.

The condition of our alms-houses, disclosed in a former report of the State Board of Charities and Corrections, demands State action. Conditions must be improved, or the State will earn an unenviable record for neglect. In my judgment, provision should be made for the abolition of county alms-houses, and the establishment of one such house on suitable farms in each of the ten Congressional Districts of the State, to be erected and maintained by the several counties and cities in proportion to the number of persons supported in said alms-houses from said counties and cities. This change would result in saving the costs of nearly ninety alms-houses, a large part of the cost of maintenance, and in giving better accommodation and attention to the occupants. Last year, 1,440 persons were maintained in ninety-three small county alms-houses at a cost of \$92,975.60, while in one large city 1,737 persons were supported at a cost of \$29,440.59. I recommend the enactment of suitable legislation which should contain a provision prohibiting counties and cities from caring for their poor except at the District Alms-house.

The proper treatment of chronic inebriates and of men who fail to support their families presents a problem which also requires action. Hundreds of these men litter our jails and feed at the expense of the Commonwealth, without work, while their families are in actual need. Law should be enacted authorizing the parole of such men after arrest and conviction as long as they will support their families, and providing that they be employed on the public roads if they violate their parole and decline to support their families.

These are all advanced measures of reform, but they are aimed to meet existing conditions and to correct present evils. Virginia must do her part in the great work of correction and in the still greater work of prevention. The State Board of Charities and Corrections should be given sufficient funds with which to press its work in these directions.

Within recent years the dairy industry in Virginia has shown wonderful and encouraging progress. There are about 1,500 dairymen in the State, owning at least 25,000 cows, and selling dairy products valued at \$1,884,000 per annum. The supervision of these dairies has become so important and intricate that it might be wise to separate this from the Department of Agriculture and Immigration and put it under the control of the United Agricultural Board, composed in part of representation from that department. If this is done, the act creating the United Agricultural Board should be so amended that a representative from the dairy division of the United States Department

of Agriculture can be added to the board and thus enable the Dairy and Food Department of the State to have the benefit which will come from co-operating with the Dairy Division of the general government. This co-operation will be especially valuable in the efforts now being made to clean our dairy herds of tuberculosis. Under the law now in force our Dairy and Food Commissioner has secured the most valuable assistance from the United States officers in making tuberculin tests, and assures me that if appropriations are made under the law now in force, of \$10,000 for the year ending February 28, 1913, and a similar sum for the next appropriation year, Virginia cattle can be freed from this terrible disease, which it has been discovered can be communicated by cattle to people, especially to children.

This industry is in good shape and more will be realized to our citizens from it than for many years past. The figures show that the value of fish and oysters taken from the waters of Virginia was more than that of any other State in the Union. The trouble still is in the demand rather than the supply. This demand is largely and injuriously affected by reports and rumors which have no foundation so far as the Virginia product is concerned, as our Department of Fisheries is watchful and very prompt to prohibit the taking of oysters from waters at all likely to be polluted. It may, therefore, be confidently stated that Virginia oysters are free from all contamination and injurious qualities. It seems, however, that some legislation is needed to protect Mobjack Bay and York River from clambers and crabbers who go over the bottoms so often that the growth of oysters is prevented in these famous oyster producing waters. A closed season say of two or three years will probably be sufficient to restore the rocks, and this or some such action is recommended, although it may cause inconvenience and probable loss to some of our citizens.

Our leased oyster lands are not well laid off; the lines run in all kinds of angles and shapes, making the lots difficult to police. In Maryland all the lots are in squares and parallelograms and are looked after much easier than ours. I, therefore, recommend that all leases hereafter made shall expire on the 1st of January, 1920, when seventy-five per cent. of existing leases will come to an end, and that our planting ground be then laid off regularly and the leases be then renewed or new ones granted. Of course, in doing this the rights of present lessees should as far as possible be respected.

It is gratifying to be able to say that our Commission did not use all of its appropriation but turned into the treasury \$3,739.38. The receipts of the Commission for the current year were \$80,134.17, while the expenditures amounted to \$41,260.62, leaving a balance for the treasury of \$39,873.55, an improvement of \$12,000.00 over last year.

The amount derived by our citizens from oysters last year was in round numbers \$3,500,000, from fish \$3,000,000, and from crabs and clams \$1,000,000, making a total of \$7,500,000, and placing Virginia ahead of all the States in the production of sea food.

I am, and have been for years, in favor of paying fair salaries to our State officials, requiring them to collect the fees now allowed by law and paying them into the treasury of the State on the first of every month. I think it wise, however, that this change in the policy of the State should be made to apply at first only to the cities, and to counties containing more than twenty thousand inhabitants, of which there are thirty-one in the State. This plan would not involve any possible risk to the finances of the State, but would increase our revenue and would correct most of the abuses complained of, and could be gradually extended until all of the counties would be brought under its operation. This recommendation, which is conservative and in the interest of good government, has another advantage; it could be put in operation by act passed at the present session, which will not be the case if the reform is made to apply to every city and county in the State. Having very carefully considered the subject from every point of view, and for reasons given above, I earnestly recommend the passage of an act for the payment of salaries instead of fees in the cities and thirty-one counties having more than twenty thousand inhabitants.

The reports from these institutions show that they are in good condition, and with the exception of the Eastern State Hospital, at Williamsburg, are taking care of their patients at a reasonable per capita cost. It is but fair to state that the hospital last named has only about eighty-two acres of arable land, while the other institutions have good farms, and that it needs new furnaces to enable it to reduce its fuel bill, and its distance from the railroad makes the transportation of coal and supplies costly. The present Superintendent, Dr. G. W. Brown, is wisely working to reduce expenses without impairing efficiency, and has assured me that for the last three months he has gotten the per capita cost to a sum of about \$20.00 or \$22.00 less than that of last year. In view of all the facts, without passing upon the claims of the other hospitals, but in order to put the Eastern on an equal footing with them, I recommend an appropriation of \$5,000 for the purchase of a farm and a sum sufficient for furnace repairs or the purchase and installation of new ones.

If the purchase of such supplies as flour, cured meat, coffee, tea, sugar, molasses, and the like, could be done in bulk, that is, for all of the hospitals, to be delivered at specified times and in specified quantities, I believe a considerable saving would result, and I recommend that the duty of purchasing these supplies be entrusted to the Commissioner of Hospitals. I commend to the General Assembly the inspection of the reports of these institutions, and especially the report of the Commissioner of Hospitals, in which is grouped the per capita cost of all of them.

After the closing of the Jamestown Exposition, the specimens constituting this exhibit were boxed up and stored on the exposition grounds, and a care-taker employed to look after them.

After I became Governor, Hon. W. W. Baker, a member of the Commission having charge of the exhibit, called my attention to it, and suggested that it be brought to Richmond and installed in the handsome room at the southern end of the Library Building which had been prepared for it. He also called my attention to a balance in his hands of \$4,054.22 applicable to the expense of installation.

The Norfolk and Southern, the Norfolk and Western, and the Atlantic Coast Line Railroads transported the exhibits to Richmond without charge, and the Norfolk and Western kindly permitted us to have the services of Dr. E. A. Schubert, who is especially skilled in this work and one of the few men in the State to whom the installation which requires technical knowledge and taste could be entrusted. Dr. Schubert was informed of the amount in hand and went at his task with enthusiasm. He soon saw that the installation was obliged to cost more than the funds in hand, but thought he could easily raise the needed excess from parties interested in the minerals of the State likely to be benefitted by the exhibit. He, therefore, said nothing to the Commission in reference to the debts he was incurring, but devoted himself for about eleven months to the work of installation, which was splendidly done. The exhibit, composing seven thousand specimens, shows for itself. It is one of the finest, if not the very finest, in the country, and in the opinion of Dr. Schubert is worth at least \$100,000.00.

When the work was done, the cost was found to be \$9,998.69, of which the Commission paid \$4,054.22, leaving \$5,944.47 due, of which Dr. Schubert raised \$2,444.47, leaving due a balance of \$3,500, which I ask the General Assembly to appropriate. The Norfolk and Western Ry. Company did not make any charge for the services performed by Dr. Schubert, which were worth at least \$2,500 or \$3,000. That company deserves the thanks and commendation of the General Assembly, as do the other railroad companies I have mentioned.

Primary elections should be co-terminous with the political parties of the State, but not more than one such election should precede the regular election. The State or cities and counties should pay the expenses of these primaries. The burden now placed on candidates practically disqualifies men of moderate means. They should be guarded in all respects by laws governing general elections and held by the regular election officers. The amount to be expended by a candidate should be limited to one-half of the salary of



the office for one year to which he aspires, and the expenditure of a larger amount by the candidate or any one for him and with his knowledge should disqualify him from holding any office in the State for five years.

The necessity for more stringent laws governing general elections must be apparent to those at all conversant with the registration of voters and the conduct of such elections. Men should be obliged, under heavy penalties, to discharge the duties of Electoral boards, registrars, judges and clerks of elections. Judges who now appoint electoral boards would then be able to secure the services of good men and should be required to do so, and a corresponding responsibility should rest on the electoral boards in the appointment of registrars and judges of elections. Registrars should be made to respect and obey the Constitution and laws of the State. Judges and clerks of elections and persons who in any way assist in the registration of an illegal voter should be held to strict accountability and under penalties which will not only protect the sanctity of the registration lists and ballot-boxes, but will put our election methods above suspicion and give assurance that our election returns properly record the will of the people.

One of the most important and efficient, as well as the most expensive, agency of the government is our public school system. It should be carefully watched, as upon it to a very large extent depends the training of our children and their consequent value and efficiency as citizens. I am glad to be able to say that our school system is characterized by progress and efficiency and does not suffer by comparison with the systems in other States. Indeed, in some directions we are leading most of the other Commonwealths. Our standards are being constantly, but conservatively raised, teachers are being better prepared to meet advancing standards, and those in charge are entitled to the confidence, support and co-operation of our people.

In 1905 there were seventy-four high schools, while now there are four hundred and thirty-two, an increase of three hundred and fifty-eight in six years. The people of Virginia have shown their estimate of the value of these schools by donating large sums of money by private subscription for the establishment and maintenance of high schools which have been well called "the peoples' colleges."

It has been but natural, however, that under the stimulus and encouragement of State aid to these schools, some communities that were not ready for or whose sparsity of population did not justify high school work, should strive to enter into the high school class in order to receive the benefit of State aid to high schools. Such communities need and deserve the encouragement of State aid; for as a rule the community with a sparse population has the hardest school problem to solve, by reason of long distances, fewer children and less financial resources than in more populous communities. Therefore, the next logical step in the development of country schools is the enlargement of the Graded School Fund to an amount which will enable the smaller and poorer communities throughout the State to receive the benefit of State aid. The General Assembly of 1910 appropriated the sum of twenty-five thousand dollars to encourage the establishment and maintenance of two-room, three-room and four-room buildings in the country districts. This small amount, as the reports in the Department of Public Instruction show, has been of great benefit to the sparsely settled communities and has greatly encouraged the people who have contributed large sums for the erection of attractive and healthy buildings, and are now, for the first time, blessed with excellent graded schools. If the amount heretofore appropriated, which has proven entirely inadequate, should be increased to seventy-five thousand dollars, the Superintendent of Public Instruction is certain that from two to three dollars for every one of State funds would be subscribed by the localities, so great is the need and demand for schools of this class. Probably the greatest complaint that is now made against the public school system is that it is not reaching back into the smaller communities, where good schools mean so much. I earnestly hope that a way may be found whereby this next logical step in the development of our rural school system may be taken.

The intelligent efforts of the Department of Public Instruction to pro-

vide school statistics of the most thoroughgoing and accurate type have disclosed certain facts which should be brought to the attention of the Legislature. Many of these facts have been mentioned by the State Accountant also by members of the Department of Public Instruction, and I am pleased to observe that the State Auditing Committee has reached the same conclusion as the one to which I am about to give expression.

Our local school boards are disbursing by warrants on county and city treasurers not less than \$4,500,000.00 annually. More than one hundred and twenty treasurers and above six hundred clerks of district school boards keep the accounts. I am informed that the entire time of one clerk, supplemented by assistance within the department and by means of extra help, has proved insufficient to bring about uniformity in keeping with these accounts and to correct errors and omissions which are manifest on the face of reports rendered. Besides, indications of error not on the face of the reports have sometimes seemed so apparent as to convince those in charge of the necessity of having the accounts thoroughly revised and restated. More than one treasurer has flatly refused to submit any report at all.

A special accountant in the Department of Public Instruction seems to be a necessity, and laws should be passed, with sufficient penalties, to require treasurers to settle their accounts with school boards promptly and completely. Under the present system one or two recalcitrant treasurers or clerks can bring reproach upon the whole body of fiscal officers charged with the collection and disbursement of school funds. The Department of Public Instruction through its special accountant should have the right to inspect the books of local school officials and treasurers, to prescribe the manner in which accounts are to be kept, to call for records and to examine witnesses under oath.

The progress of the State has been so great for the last few years that notwithstanding the recent enlargement of the Capitol, and the addition made to the Library building there is now great need for more office room.

The offices of the Superintendent of Public Instruction and the Adjutant-General are so crowded as to be uncomfortable and inconvenient for the transaction of business. The Examiner of Banks, State Board of Health, Office of Special Tax Commission and Secretary of Confederate Records are in rented offices. The law and general libraries of the State are rapidly filling the space allotted to them and when the Legislature was about to assemble, rooms necessary for the proper dispatch of public business had to be vacated to afford the necessary number of committee rooms. Besides these rented offices the Secretary of the Commonwealth and Adjutant-General rent storage rooms. There is, therefore, need for an office building of size sufficient to meet present and expanding needs of government. The square north of the Capital has been purchased by the city of Richmond and after conference with some of the city officials I feel sure that that part of the square east of Ford's Hotel can be purchased by the State from the city if used as a site for an office building. Lots in Richmond are rapidly increasing in price and advantage should be taken of this opportunity to purchase a suitable and convenient lot. I therefore, recommend the appointment of a Committee of the General Assembly to purchase the lot indicated if it can be secured at a reasonable price and if not some other suitable lot to be selected by the committee.

A large quantity of stationery is annually purchased by, and a great deal of printing is annually done for the various departments, agencies, officers and institutions of the State. Much of this does not go through the office of the public printer. Believing that economy and efficiency will be secured, I recommend the passage of an act requiring the public printer, who is in every way fitted for the work, to purchase all the stationery and to have all the printing done for all the departments, officers and institutions of the Commonwealth, to be paid for from funds now provided for that purpose.

The operation of the law under which bank examiners were appointed by the State Corporation Commission has proved the wisdom of its enactment. All of the two hundred and fifty-two State banks and twenty-five branch banks have been examined, some of them more than once, as three hundred and ninety-four examinations had been made up to January first, nineteen hundred and

twelve. The law, however needs some amendment. For example, it requires notice before banks known to be insolvent can be taken in charge and deposits stopped; the examiners should have the power as soon as insolvency appears to take charge of the bank. There are some other amendments which will be included in a bill to be presented to the General Assembly and which I trust will be passed.

This bureau was established by the General Assembly of 1897-8 and has proved to be an important and valuable department. The duties of the Commissioner have been greatly enlarged by laws enacted from time to time and by the growth of our manufacturing establishments, the value of whose output is increasing in the yearly sum of about sixteen millions of dollars. The Commissioner in view of these facts cannot properly discharge his duties of inquiry and inspection with his present force. The bureau is well and economically managed, furnishes with promptness and accuracy the information for which the Governor calls from time to time and deserves to have its appropriation increased from eight thousand six hundred and seventy three dollars to ten thousand dollars.

This is now effected on the State buildings in Richmond by the Register of the Land office and on the buildings of the several institutions of the State by the officers in charge of those institutions. This could be better and more cheaply done by our Commissioner of Insurance who is fully informed as to the solvency of the insurance companies and their method of business. A record of all the policies as well as the policies themselves on all the buildings belonging to the State could then be kept in Richmond. A bill to carry out this recommendation will be presented to the General Assembly and I trust will be enacted into law.

Under authority from Congress, but without financial aid from the Federal Government, the State of California, will hold a great exposition in San Francisco in 1915, to celebrate the opening of the Panama Canal to the commerce of the world. If Virginia is to take part in this exposition to which she has been most cordially and kindly invited, an appropriation will have to be made by this General Assembly and a commission appointed to collect and put upon exhibition the timber, mineral and agricultural products of the State, and in some adequate way to advertise to the world the wonderful resources and possibilities of the Old Dominion.

I trust the Legislature will consider the propriety of making it a misdemeanor for employers to discharge employees because of their connection with the volunteer organizations of the State. I am glad to say there has been no occasion to use the military in aid of the civil authorities during my administration, and I trust there will not be, but it is the organized force which represents the power of the people behind every act of the government, and all good citizens ought to recognize the necessity for such organization and instead of hindering should encourage enlistments. The men constituting these organizations have to make sacrifices of time and money, and should not be required to give up positions because they are willing to serve.

Since the last session of the General Assembly, there has been a substantial and rapid advance in our apple industry; thousands of trees have been planted on land which experience shows is capable of producing, when appearance and flavor are considered, the best fruit grown in the United States, I might say in the world. Our people and those in other sections are waking up to the value of our apple lands, and no money could be better spent than a liberal appropriation for the development of this great and rapidly increasing industry.

I renew the recommendations of my inaugural address upon this subject. An act should be passed prohibiting trial and appellate courts from setting aside verdicts of juries and granting new trials in criminal cases except on the merits. I am sure such an act would meet with approval of our courts, but the practice of regarding technicalities has become so firmly fixed in our practice that it will be impossible for our courts "although realizing the evil" to remedy it. The remedy, however, is within the power of the General Assembly.



I sincerely trust that in considering the important matters of this message, every member of the General Assembly may have in view the best interest of our beloved State, and looking to the God of States and individuals, may be guided to his conclusions by that "wisdom which is profitable to direct."

WILLIAM HODGES MANN,  
*Governor.*

Ordered that 500 copies of the Governor's message be printed for the use of the General Assembly.

THE SPEAKER laid before the House the following communication:

OFFICE OF THE CLERK OF THE HOUSE OF DELEGATES,  
RICHMOND, VA., *January 10, 1912.*

*To the General Assembly of Virginia:*

I respectfully submit a condensed abstract of reports of the clerks of courts, which are required to be made to the Clerk of the House of Delegates by section 3189 of the Code of Virginia.

The reports herein embraced are for the years ending August 31, 1910, and August 31, 1911.

Respectfully,  
JNO. W. WILLIAMS,  
*Clerk of the House of Delegates.*

Ordered to be printed as House Document No. 1.

THE SPEAKER laid before the House the following communication:

OFFICE OF THE CLERK OF THE HOUSE OF DELEGATES,  
RICHMOND, VA., *January 10, 1912.*

*To the General Assembly of Virginia:*

As required by law, I herewith submit report of the publication of the proposed amendment to section 117 of the Constitution.

Respectfully,  
JNO. W. WILLIAMS,  
*Clerk of the House of Delegates.*

The report is printed as House Document No. 2 and referred to the Committee for Courts of Justice.

THE SPEAKER laid before the House the following communication:

*To the General Assembly of Virginia:*

Under a clause in the general appropriation bill of 1910, Acts of 1910, page 421, the Clerk of the House of Delegates was directed to have enrolled such acts as the originals of which had been lost; and he was directed further to make an index of the rolls from 1862 to 1910, inclusive, which, with the index previously made by him of the rolls from 1776 to 1862, was directed to be printed and bound by the Superintendent of Public Printing.

In obedience to the said act, the Clerk of the House of Delegates has made the index to the enrolled bills and the Superintendent of Public Printing has had the same printed and bound and the 2,000 copies provided for have been delivered as required by the act.

The appropriation of \$1,200 for enrolling, printing, binding, etc., was found to be insufficient and the matter was referred to the Governor, Lieutenant-Governor and Speaker of the House of Delegates, who, after conference, directed that the publication be made and the appropriation applied as far as it would go, and the remainder certified to this General Assembly for appropriation to cover.

The outstanding amounts unpaid are as follows:

For printing:

|  |              |
|--|--------------|
| Richmond Press, bill in full.....                  | \$1,833 00   |
| Less payments, as follows:                         |              |
| June 2, 1911 .....                                 | \$400 00     |
| August 2, 1911 .....                               | 325 00       |
|  | <hr/> 725 00 |
| Balance due with interest from August 1, 1911..... | \$1,108 00   |

For binding:

|  |          |
|--|----------|
| Weymouth, Meister & Smethie, bill in full.....       | \$669 38 |
| Less payment September 8, 1911.....                  | 250 00   |
|  | <hr/>    |
| Balance due with interest from December 1, 1911..... | \$419 38 |

A detailed account and full statement concerning all of which is contained in the report of the Superintendent of Public Printing to the Governor.

The appropriations made for the work were expended as follows:

|   |                |
|---|----------------|
| Appropriation for enrollment, printing, binding and delivery..... | \$1,200 00     |
| Amount paid for enrollment.....                                   | \$143 75       |
| Amount paid for binding enrolled bills.....                       | 12 00          |
| Amount paid for boxes for delivering books.....                   | 9 00           |
| Amount paid for express on delivering books.....                  | 52 30          |
| Amount paid Richmond Press for printing.....                      | 725 00         |
| Amount paid Weymouth, Meister & Smethie for binding....           | 250 00         |
| Balance unexpended .....  | 7 95           |
|   | <hr/> 1,200 00 |

Of the appropriation of \$250 for clerical assistance to the Clerk of the House of Delegates, only \$165.80 was spent, leaving a balance unexpended of \$84.20.

The price of the publication was fixed at \$2.50 per volume.

Respectfully submitted,

JNO. W. WILLIAMS,

*Clerk of the House of Delegates.*

DAVIS BOTTOM,

*Superintendent of Public Printing.*

Richmond, Va., January 10, 1912.

THE SPEAKER laid before the House the following communication:

COMMONWEALTH OF VIRGINIA,  
OFFICE OF SECRETARY OF THE COMMONWEALTH,  
RICHMOND, VA., December 19, 1910

HON. JOHN W. WILLIAMS,

*Clerk of House of Delegates of Virginia,  
Richmond, Virginia.*

DEAR SIR:

I beg to advise you that at the election held in this State on November 8, 1910, there was elected to fill the vacancy occasioned by the death of Hon.



Thomas H. Edwards, the member of the House of Delegates from Hanover and King William counties, Mr. W. A. Willeroy.

Yours very truly,

B. O. JAMES,  
*Secretary of the Commonwealth*

THE SPEAKER laid before the House communications from the States of Ohio, Tennessee and Nebraska, in relation to an amendment to the Constitution of the United States touching the subject of polygamy.

And a communication from the State of Illinois, in relation to an amendment to the Constitution of the United States touching the control of monopolies.

All of which were referred to the Committee for Courts of Justice.

THE SPEAKER announced the following standing committees:

*Privileges and Elections*—Messrs. Williams, Baker of Chesterfield, Brown of Danville, Stratton, Cox, Coleman of Norfolk city, Moncure, Oliver, White of Albemarle, Lunsford, Milstead, Radford, Land.

*Courts of Justice*—Messrs. Bell, Oliver, Stephenson of Bath, Moncure, White of Rockbridge, Stebbins, Rutherford, Coleman of Norfolk city, Chalkley, Gilliam, Watts, Lunsford, Montague.

*Schools and Colleges*—Messrs. Oliver, Williams, Bell, Love, Coleman of Spotsylvania, Stephenson of New Kent, Adams, Fitzhugh, Peek, Page, Rolston, Row, Sutphin.

*General Laws*—Messrs. Cox, Williams, Throckmorton, Spessard, Banks, Burt, Creamer, Evans, Willeroy, Norris, Rew, Smith, Howerton.

*Roads and Internal Navigation*—Messrs. Throckmorton, Clarke, Kemper, Stebbins, Roberts of Mecklenburg, Daniel, Brown of Westmoreland, Chalkley, Tabb, Gregory, Watts, Rutherford, Earman.

*Finance*—Messrs. Bowman, Jennings, Spessard, Baker of Chesterfield, Houston, Templeton, Ewing, Brown of Danville, Harwood, Parker, Brewer, Tate Weaver, White of Albemarle, Wissler.

*Claims*—Messrs. Daniel, Stratton, Jordan, Roberts of Mecklenburg, Brown of Westmoreland, Burt, Chalkley, Christian, Coleman of Norfolk city, Evans, Tabb, Earman, Flanagan.

*Militia and Police*—Messrs. Browning, Templeton, Cox, Parker, Utz, Christian, Gregory, Harvey, Malbon, Moseley, Gilliam, Earman, Flanagan.

*Asylums and Prisons*—Messrs. Love, Stephenson of New Kent, Kemper, Harwood, Roberts of Mecklenburg, Browning, Grant, Kent, Rolston, Gilliam, Terrell, Tiffany, Wissler.

*Labor and the Poor*—Messrs. Stephenson of New Kent, Coleman

of Spotsylvania, Brown of Westmoreland, Burt, Creamer, Grant, Borden, Gregory, Howerton, Ivey, Land, Tiffany, Fulton.

*Public Property*—Messrs. Adams, Ewing, Harwood, Creamer, Grant, Borden, Harvey, Kent, Lunsford, Malbon, Rew, Sutphin, Fulton.

*Currency and Commerce*—Messrs. Curtis, Clarke, White, Houston, Kinsey, Milstead, Old, Peek, Richardson, Roberts, Smith, Weaver, Fulton.

*Agriculture and Mining*—Messrs. Stratton, Bowman, Jordan, Browning, Utz, Kemper, Adams, Anderson, Evans, Ivey, Kinsey, Massie, Mustard.

*Manufactures and Mechanics Arts*—Messrs. Spessard, Parker, White of Rockbridge, Buck, Kemper, Anderson, Bargamin, Brewer, Kinsey, Moore, Taylor, Baker of Louisa, Robertson.

*Counties, Cities and Towns*—Messrs. Jennings, Parker, Utz, Banks, Bargamin, Kent, Montague, Buck, Rakes, Land, Harvey, Bain, Old.

*Officers and Offices at the Capitol*—Messrs. Clarke, Throckmorton, Baker of Chesterfield, Bell, Brown of Danville, Banks, Brewer, Martin, Montague, Richardson, Flanagan, Robertson, Taylor.

*Executive Expenditures*—Messrs. Ewing, Bowman, Daniel, Browning, Buck, Coleman of Spotsylvania, Curtis, Bargamin, Martin, Massie, Moore, Baker of Louisa, Taylor.

*Retrenchment and Economy*—Messrs. Roberts of Mecklenburg, Love, Moncure, Bain, Massie, Moseley, Norris, Page, Radford, Roberts, Robertson, Webb, Mustard.

*Federal Relations*—Messrs. Templeton Daniel, Curtis, Stephenson of Bath, Rutherford, Jordan, Clarke, White of Rockbridge, Stebbins, Throckmorton, Love, Montague, Webb.

*Enrolled Bills*—Messrs. Buck, Coleman of Spotsylvania, Fitzhugh, Anderson, Bain, Howerton, Ivey, Moseley, Norris, Page, Rakes Walton, Webb.

*Immigration*—Messrs. Stebbins, Meetze, Rakes, Ralston, Rew, Smith, Tabb, Tate, Terrell, Tiffany, Walton, Baker of Louisa, Wissler.

*Chesapeake and Its Tributaries*—Messrs. Houston, Adams, Curtis, Fitzhugh, Jordan, Christian, Malbon, Martin, Meetze, Milstead, Old, Peyton, Rew.

*Insurance and Banking*—Messrs. Baker of Chesterfield, Brown of Danville, Stratton, Bain, Borden, Moore, Peyton, Radford, Richardson, Row, Roberts, Tate, Mustard.

*House Expenses*—Messrs. Harwood, Bain, Meetze, Peek, Sutphin.

*Rules*—Messrs. Byrd, Cox, Williams, Houston, Bell.

*Confirmation*—Messrs. Moncure, Terrell, Weaver, White of Albemarle, Peyton.

*Library*—Messrs. Stephenson of Bath, Templeton, Wise, Willeroy, Walton.

*Printing*—Messrs. Fitzhugh, Walton, Wise.

*Special, Private and Local Legislation*—Messrs. White of Rockbridge, Stephenson of Bath, Watts, Willeroy, Wise, Banks, Norris.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. HOUSTON: A bill to clear titles of real estate from liens on certain delinquent taxes and levies, and to provide for the better enforcement and collection of delinquent taxes and levies upon certain lands, and to provide for the sale of certain lots and tracts of land in the State of Virginia chargeable with delinquent taxes.

By MR. SPESSARD: A bill to provide a method for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth; also to repeal chapter 707 of the Acts of the General Assembly of Virginia, session 1897-98, approved March 3, 1898, entitled an act to amend and re-enact an act entitled an act to provide for a method for a better assessment of personal property under the control of fiduciaries, and the several courts of the Commonwealth, approved March 4, 1896.

By MR. BOWMAN: A bill to provide for the payment of contingent and incidental expenses of the General Assembly and to appropriate money for the same.

By MR. BUCK: A bill to make an appropriation to provide for the relief of needy Confederate veterans who are not eligible to become inmates of the Soldiers' Home because of suffering with cancerous affection or contagious disease.

By MR. LAND: A bill to appropriate forty thousand dollars for the purpose of paying to the several Confederate pensioners on the rolls the 10 per cent. deducted from their 1911 pensions.

By MR. JENNINGS: A bill to appropriate a sum of money not to exceed \$2,500.00 per year for the two years 1912 and 1913, for the relief of needy Confederate women of Virginia who are not upon the State pension rolls, nor are not inmates of any Confederate, independent or church homes or charitable institutions. The relief to such needy Confederate women to be effected by the Auditor of Public Accounts of Virginia issuing his warrants upon the State Treasurer to each beneficiary under this act. Such beneficiaries to be ascertained and determined by proofs, satisfactory to said Auditor, furnished by the organization of women known as the Virginia Division of the Daughters of the Confederacy.

To the Committee on Asylums and Prisons:

By MR. COX: A bill to require the inspection and supervision by the State Board of Charities and Corrections placing children in family homes, said persons or corporations to keep a record and to furnish information, the State Board of Charities and Corrections to visit and report upon Children placed in homes; children committed to reformatories to be given mental test; authorizing the courts to commit destitute and delinquent children to the State Board of Charities and Corrections; said board to place said children in homes or reformatories; to visit all paroled prisoners; to report to the court under certain contingencies; penalty prescribed.

By MR. COX: A bill to amend and re-enact an act entitled An act to require the licensing and adequate inspection and supervision of persons and corporations conducting maternity hospitals or lying-in asylums, and of those engaged in placing destitute children in family homes, approved March 10, 1910.

To the Joint Committee on Special, Private and Local Legislation:

By MESSRS. COX, HARWOOD, CURTIS, CREAMER and MONTAGUE: A bill to amend sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties and creating an administrative board and defining their duties, 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled An act providing a charter for the city of Richmond, as heretofore amended.

By MR. PARKER: A bill to amend and re-enact the first sub-section of section 23 of an act entitled an act to provide a new charter for the city of Portsmouth, approved March 10, 1908, so as to authorize the council of said city to delegate by ordinance to the board of water commissioners of said city the power to establish or enlarge water works within or without the limits of said city, and to acquire land, water, water rights or easements necessary for the same by purchase or condemnation.

By MR. BOWMAN: A bill to provide for the payment to the Richmond Press of the balance due them for printing the index to enrolled bills.

By MR. BOWMAN: A bill to provide for the payment to Weymouth, Meister & Smethie of the balance due them for binding the index to enrolled bills.

By MESSRS. COX and CURTIS: A bill to make an appropriation for the erection of an equestrian monument in the city of Richmond to the memory of Thomas J. (Stonewall) Jackson.

By MESSRS. JENNINGS and COLEMAN of Spotsylvania: A bill to appropriate certain sums of money from the Virginia State treasury



in aid of duly organized Confederate memorial associations of this State having in charge and that expend such money upon cemeteries containing the graves of Confederate soldiers and sailors.

By MR. HOUSTON: A bill to authorize and direct the Register of the Land Office to grant and convey unto R. Henry Moore, of Elizabeth City county, not exceeding fifteen acres in area near the easterly end of "Hampton Bar," or flat, for the construction and maintenance of a landing and shipping place, with piers and jetties therefrom.

To the Committee on Roads and Internal Navigation:

By MR. WILLIAMS: A bill in relation to the assessment for local taxation of the rolling stock of railroad corporations.

To the Committee on Counties, Cities and Towns:

By MR. HOUSTON: A bill to amend and re-enact section 1719 of the Code of Virginia, relating to the establishment of hospitals by counties and towns, so that the same shall apply as well to cemeteries.

By MR. PARKER: A bill to authorize any city, town or county of this Commonwealth to use the water of Lake Drummond for the purpose of a supply of water to itself or its inhabitants, and to acquire by purchase, condemnation or otherwise sufficient lands along the shores of said lake and water and water rights for the establishment of its water works, pumping stations and other necessary works.

By MR. COX: A bill to amend and re-enact an act entitled an act to organize county and city boards of poor commissioners, and requiring reports from said boards, approved March 14, 1910.

By MR. PARKER: A bill to authorize any two or more cities or towns of the Commonwealth to unite in purchasing, acquiring, establishing, owning or operating a system of water works jointly; to pledge their credit jointly to such enterprise.

To the Committee on General Laws:

By MR. JENNINGS: A bill to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.

To the Committee on Insurance and Banking:

By MR. COX: A bill to amend and re-enact an act entitled an act authorizing the assignment of life insurance policies, approved April 27, 1905.

On motion of MR. JENNINGS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

THURSDAY, JANUARY 11, 1912.

Prayer by Rev. James Y. Fair, D. D., of Westminster Presbyterian Church.

On motion of Mr. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal, as provided by Rule 3.

MESSRS. EWING of Prince Edward and BROWNING of Rappahannock were sworn in by the Clerk, each taking and subscribing to the oaths required by the Constitution.

The Clerk announced the following appointments:

George O. Greene, assistant clerk, Clifton Forge.

George Lindsay, Journal clerk, Portsmouth.

H. B. Owen, reading clerk, Richmond.

H. T. Garnett, enrolling clerk, Stafford county.

John T. Loving, committee clerk, Pulaski county.

W. Sam Burnley, committee clerk, Albemarle county.

W. J. Lilliston, committee clerk, Accomac county.

F. O. Love, committee clerk, Lunenburg county.

H. L. Cather, committee clerk, Frederick county.

P. F. Tuck, committee clerk, Halifax county.

No. 1. House bill to authorize any city, town or county of this Commonwealth to use the waters of Lake Drummond for the purpose of a supply of water to itself or its inhabitants, and to acquire by purchase, condemnation or otherwise sufficient lands along the shores of said lake and water and water rights for the establishment of its water works, pumping stations, and other necessary works. Having been considered by the committee in session was reported from the Committee on Counties, Cities and Towns.

MR. FITZHUGH offered the following resolution:

Resolved, That the Secretary of the Commonwealth be, and is hereby, directed to furnish the members, for use during the session, such Acts of Assembly and Journal as they may require; which was agreed to.

A message was received from the Senate, by MR. GRAVATT, who informed the House that the Senate had agreed to the following joint resolution:

Be it resolved by the Senate (the House of Delegates concurring), That the head of each of the following departments, offices, boards and commissions be required to prepare and submit to the General Assembly within ten days an itemized estimate of the expenses of his

department, office, board or commission for each of the next succeeding two years:

Office of the Treasurer, Auditor of Public Accounts, Second Auditor, Register of the Land Office, Secretary of the Commonwealth, Attorney-General, the Corporation Commission, the Supreme Court of Appeals, the Public Library.

Department of Agriculture and Immigration, Fisheries, Insurance, Health, Highway, Labor, Public Instruction, Penitentiary, Public Printing, State Hospitals.

Military Board.

In which they request the concurrence of the House.

THE SPEAKER laid the joint resolution before the House.

On motion of MR. WILLIAMS of Giles, the joint resolution was agreed to.

Ordered that MR. JENNINGS inform the Senate that the House had agreed to the joint resolution.

A message was received from the Governor, by his secretary, as follows:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, January 11, 1912.

*To the General Assembly:*

I herewith transmit a copy of a communication which I received from Judge Louis C. Barley, judge of the corporation court of the city of Alexandria, Va., which is self-explanatory.

Without wishing to be understood as concurring in the view expressed by the honorable judge in his communication, yet in deference to his wishes, I did on the 11th day of March, 1911, issue to him a commission as judge of the corporation court of the city of Alexandria, Va., to take effect March 13, 1911, and to continue until thirty days after the convening of the General Assembly.

Respectfully,

WILLIAM HODGES MANN,  
*Governor of Virginia.*

March 10, 1911.

*His Excellency, WILLIAM HODGES MANN,  
Governor of Virginia,  
Richmond, Virginia.*

SIR:

During the month of January last Hon. Edmund Waddill, Jr., judge of the United States Circuit Court for the Eastern District of Virginia, referred a cause therein pending to me as special commissioner, for the purpose of ascertaining and reporting to the court the persons entitled to the fund paid into the court in said cause and in what proportions.

This matter came to me unsought, with the request that I execute the terms of said decree. At the time, I was extremely busy with many important matters pending in my own court, and I did not have either the time or the opportunity to consider the request further than my desire to accommodate Judge Waddill. And so at the first opportunity which presented itself I drew up the advertisement in accordance with said decree, and published it in the proper newspaper. During the publication of the advertisement my work let up a little, and I gave the matter of Judge Waddill's request careful consideration. After going over the matter very thoroughly and carefully, I am undecided—

First. Whether the acceptance of the position as special commissioner of the United States court vacates my position as judge of the corporation court of the city of Alexandria; and, if so,

Second. Whether simply the publication of the notice is such an acceptance as would vacate my said office.

I do not believe that either of those questions will ever be raised, but in order that the records of my court may not be subjected to any possible attack, I would request that you recommission me as judge of the corporation court of the city of Alexandria to take effect next Monday, the beginning of the March term.

The questions here presented entail sufficient doubt as to warrant me to take this course.

Very respectfully,

LOUIS C. BARLEY.

(Copy of a copy.)

A message was received from the Governor, by his secretary, as follows:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, VA., *January 11, 1912.*

*To the General Assembly of Virginia:*

Herewith I transmit to the Assembly the report of the Special Tax Commission appointed under the provisions of chapter 147, Acts of 1910.

In forwarding this report I wish to call attention to the importance of the work undertaken by this Commission and to a few of the results which may be expected to follow the adoption of its recommendations.

Heretofore there has been little system in the collection of the public revenue. As occasion has demanded and as new revenue was required, our tax laws have been changed from time to time; new taxes have been added; new sources of revenue have been discovered; class taxes have been increased. But there has been no general policy pursued in these extensions of our revenue laws and there has been no consistent plan developed. As a result our laws are at present in great confusion; many taxes are unduly heavy in comparison with others; in some instances double taxes have been levied; the whole code is chaotic, confused and unsatisfactory. Moreover, this careless treatment of our tax laws has been responsible for many of the financial difficulties under which the Treasury of the Commonwealth has labored during recent years. Our laws have been so uncertain in their operation and so conflicting in their character that it has been impossible to estimate with any degree of accuracy the probable receipts of the State.

In addition, our tax laws have fallen into public disrepute. Our people have realized the condition of our code and have felt that our laws were unjust and discriminating in character, unreasonable and unwieldy in practice. There is a wide-spread, indeed, a State-wide clamor for a comprehensive and thorough revision of our assessment laws.

It was to meet this just demand and to correct these deplorable conditions, that the Assembly created a special Tax Commission at its last session. This Commission, of which I have had the honor to be chairman, has endeavored to discharge its duties in a full appreciation of the importance of the work undertaken and in an earnest desire to give to the Assembly recommendations which would make possible a general and satisfactory revision of the law.

I unhesitatingly recommend the finished work of the Commission to the favorable consideration of the General Assembly and believe that its adoption at the present session of your honorable body will be at once a great contribution to the welfare of the people and a marked step toward the establishment of a stable equilibrium in the financial affairs of the Commonwealth.

I wish especially to emphasize the recommendation of the Commission for the creation of a permanent Tax Commission which shall have power to



equalize assessments. This recommendation the Commission regards as fundamental. Heretofore, we have had no central administration in matters of taxation and have left to local officers, responsible to the local electorate, the collection of about 40 per cent. of the revenue of the Commonwealth. The result has been a disregard for the interests of the State and an inequality in matters of taxation which is not creditable to the good name of Virginia. The Commission made an exhaustive examination of the systems of equalization in use in other States and reached the conclusion that a system of "horizontal equalization," such as is recommended in the report, was the only system feasible at this time. If the plan proposed by the Commission be enacted into law, the Commonwealth, at small cost, can secure the equalization of real and personal property assessments and can give to every citizen the assurance that he is paying in the same manner, at the same rate and on the same basis as other citizens. I believe no plan can be found more productive of good, and requiring so small an outlay of public funds, as that proposed by the Commission.

The restoration of equality in taxation will make possible a speedy reduction in the rate of the State tax. Of this there can be no doubt. That such a reduction is highly desirable and is due the tax payers of the State, I need not point out to the Assembly. A tax rate of twenty cents on the hundred dollars valuation is easily possible and will mean new immigration and additional capital to the Commonwealth and new prosperity for our people.

I wish to impress upon the Assembly the importance of immediate favorable action upon this report. Only by prompt enactment can the Assembly hope to see the benefits of the new plan of assessment during the present year. A few weeks' delay will prevent the assessment of personal property during the present year under the plan proposed and will thus deprive the Commonwealth of revenue properly due while it will postpone the date at which a reduction in the tax rate will be possible.

I regard this subject as of paramount importance. Nothing more vitally affecting the interests of the people or more intimately connected with their daily life can be made the subject of legal enactment. The recommendations of the Commission, which I regard as well-digested and most feasible, should receive prompt approval, and I trust will be adopted as a whole, leaving to experience the discovery of and the remedy for any defects which may appear.

It is but just to add that the information contained in the report of Dr. Douglas S. Freeman, Secretary of the Commission, will be found of the greatest value. He has carefully examined and digested the tax laws of most of the states of the Union, culled from them their most valuable features, and drawn his own conclusions, which are very clearly presented. Dr. Freeman has made himself familiar with conditions in Virginia and his report and tables will enable the General Assembly to act quickly and intelligently on the bill to carry into effect the recommendations of the Special Tax Commission.

I think it well in this connection to call attention to certain congruous matters, which while not within the jurisdiction of the Special Tax Commission, should at this session receive the attention of the General Assembly.

Now that the treasurers of the counties are permitted by law to succeed themselves, the cause of the adoption of the Constitutional provision, which still exists, should be removed by legislation.

There is no way by which a settlement can be made with the county treasurer for county and school funds. It is true that a settlement can be made and the balance due by the treasurer ascertained, but as he is the only hand authorized to receive the money, there can be no actual payment or settlement. I, therefore, recommend that the treasurer be required at the July or August meeting of the board of supervisors of his county, as the case may be, or within sixty days thereafter, to settle his accounts with the supervisors for that year as required by section 862 of the Code. And that he be required at its August meeting in each year to settle with the county school board, which settlement should be made before the Commissioner of Accounts of his county, or if from any cause he cannot act, before some competent person appointed by the judge of the circuit court of the county,

who shall be entitled to a reasonable fee out of the fund. And if a balance shall be found to be due by the treasurer it shall be at once deposited in some bank to be selected by the board of supervisors, if county funds, to the credit of said board, and by the county school board, if school funds, to the credit of the said board, the money due to be drawn by warrants authorized by the board of supervisors, signed by its chairman and countersigned by the treasurer, and the school funds by warrants authorized by the county school board, signed by the division superintendent and countersigned by the treasurer.

It is also recommended that the county treasurers be required under penalty to make these annual settlements.

In this connection it may be proper to add, that no sufficient provision exists for the collection of delinquent taxes which now amount to a very large sum of money due to the State and the counties and cities. It is, therefore, recommended that an act be passed requiring the clerk of every city and county to place all of the delinquent tax tickets lodged in his office in the hands of the county and city treasurers, listing the same and taking the treasurer's receipt therefor, and for which adequate compensation to the clerks should be allowed. The treasurer should be required to add the amount of such delinquent taxes, by years and amounts, to current tax tickets so that the last tax ticket will contain the entire claim of the State against the taxpayer for taxes, which should be lien on all of his personal property as an execution now is and on his real estate as delinquent taxes now is.

Provision should be made for forwarding tax tickets to place of residence of a tax-payer who removes from the county or city in which he is assessed before payment, and the clerk should be required to keep in an alphabetically arranged record book a list of the delinquent taxes which are liens on real estate, but the purchaser of land should not be required to look back of or be responsible for any taxes not on the last tax ticket.

The county treasurers are now required by law to make monthly settlements with the Auditor of Public Accounts, thus simplifying their transactions with the State and saving possible loss by failure of banks or other causes, and this rule should be made to apply to clerks of courts, now required to settle only twice a year, and to all other officers collecting money for the State. Frequent settlements are best for the officers and the State.

The recommendations of this message are earnestly commended to the favorable consideration of the General Assembly.

WILLIAM HODGES MANN,  
*Governor.*

On motion of Mr. THROCKMORTON, 500 copies of the Governor's message were ordered to be printed.

The follow were presented and referred under Rule 37:

To the Committee on Finance:

By Mr. WEAVER: A bill to appropriate forty thousand dollars for the purpose of paying to the several Confederate pensioners on the rolls the ten per cent. deducted from their 1911 pensions.

By Mr. COX: A bill providing that in cities of one hundred thousand and over by the last United States census, sheriffs and their deputies shall receive salaries in lieu of fees; how such fees shall be collected, and that same shall be paid into the State treasury.

By Mr. THROCKMORTON: A bill to bar all taxes due prior to January 1, 1900, which have not been paid when this act goes into effect.

By Mr. TATE: A bill declaring what shall be prima facie evidence of who is Confederate soldier in application for pensions.

By MR. THROCKMORTON: A bill to provide for the settlement of that portion of the public debt of Virginia embraced in the pledge of the faith of the State for the punctual payment of the interest and the ultimate redemption of the principal sum of money appearing due by certain bonds of the Chesapeake and Ohio Canal Company, in accordance with an act of the General Assembly passed on the 8th day of March, 1847, entitled An act authorizing the State's guarantee to certain bonds of the Chesapeake and Ohio Canal Company, and to provide for the issuance of bonds covering the same, and the regular and prompt payment of the interest thereon.

By MR. BARGAMIN: A bill to pay all officers of the counties and cities of the Commonwealth of Virginia, except constables, salaries instead of fees.

By MR. HARWOOD: A bill to appropriate the sum of \$2,500 for the purpose of appointing a State organizer for the development of public libraries in Virginia.

By MR. BELL: A bill to amend and re-enact clauses A, B, C and D, under section 1 of the Code of Virginia, chapter 21-a, section 482-a, as amended March 15, 1904, and as amended and re-enacted March 10, 1906, entitled an act to aid the cities of Virginia who were disabled by wounds received during the War Between the States while serving as soldiers, sailors or marines of Virginia, and such as served during the said war as soldiers, sailors or marines of Virginia who are now disabled by disease contracted during the said war, or by the infirmities of old age, and the widows of soldiers, sailors or marines who lost their lives in said service, or whose death resulted from wounds received or disease contracted in said service, and providing penalties for violating the provisions of this act.

By MR. BELL: A bill to appropriate forty thousand dollars, or so much thereof as may be necessary, to pay a deduction of ten per cent. in the pensions of soldiers and widows of soldiers, which pensions have not been paid in full, for the year 1911, on account of deficiency in the pension appropriation for the year 1911.

By MR. THROCKMORTON: A bill to authorize the Auditor of Public Accounts, with the assistance of the Attorney-General and the approval of the Governor, to prepare rules and regulations governing the docketing and collection of delinquent taxes in the State.

By MESSRS. RADFORD and BARGAMIN: A bill to pension all Confederate soldiers and sailors who served in the army or navy for four months or more, who were honorably discharged therefrom, or who were in service at the time of the surrender.

By MR. WILLIAMS of Giles: A resolution in relation to acreage of land in Buchanan county.

To the Committee on Schools and Colleges:

By MESSRS. STEPHENSON of James City and HARWOOD: A bill to establish a co-ordinate State college for women.

By MR. CHRISTIAN: A bill to provide school books and school supplies to the pupils of the public schools of Virginia at the expense of the State, and providing for the payment therefor.

To the Committee for Currency and Commerce:

By MR. MILSTEAD: A bill to amend and re-enact an act entitled an act to authorize cities to create, improve and develop harbors within the corporate limits, or within two miles thereof, approved March 16, 1910, and to authorize the issuance of bonds therefor, and to give jurisdiction over the same.

To the Committee on Counties, Cities and Towns:

By MR. THROCKMORTON: A bill to amend and re-enact section 1040-a, Pollard's Code, 1904.

By MR. BOWMAN: A bill to prevent the killing of robins.

By MR. BELL: A bill to provide for submitting the question of liquor license to the qualified voters of counties, corporations and magisterial districts, and to amend and re-enact sections 581 and 585 of chapter 25 of the Code of Virginia, and as previously amended by acts.

By MR. JORDAN: A bill to amend and re-enact section 848 of the Code of Virginia, as heretofore amended, in relation to the compensation of supervisors.

By MR. THROCKMORTON: A bill to amend and re-enact section 869 of the Code of Virginia.

By MR. COLEMAN of Spotsylvania: A bill to amend and re-enact section 882 of the Code of Virginia, relative to pay of overseers of the poor.

To the Committee on Chesapeake and Its Tributaries:

By MR. CURTIS: A bill to repeal section 2146 of the Code of Virginia.

By MR. CURTIS: A bill to amend and re-enact subsection 10 of section 2153 of the Code of Virginia.

By MR. CURTIS: A bill to prohibit the catching of fish in certain waters to be converted into fertilizer or oil.

To the Committee on Privileges and Elections:

By MR. MONTAGUE: Joint resolution proposing amendments to sections 18, 20, 21, 24, 26, 29, 32, 35 and 38 of article 2 of the Constitution of Virginia, concerning elective franchise and qualifications



for office, and providing for publishing said amendments and certifying the same to the next General Assembly.

By MR. BYRD: A bill to establish and regulate the holding of primary elections; to pay expenses of same; to secure the regularity and purity of same, and to prevent and punish any corrupt practices in connection therewith.

By MR. MONTAGUE: Joint resolution proposing amendment to section 173 of article 13 of the Constitution of Virginia, concerning taxation and finance, and providing for publishing said amendment and certifying the same to the next General Assembly.

By MR. BELL: A bill providing for the election of the members of the State Corporation Commission by the qualified voters of the State, and providing their terms and commissions.

To the Committee for Asylums and Prisons:

By MESSRS. RADFORD and BARGAMIN: A bill for the purchase of limestone quarries, and for the grinding and burning of the limestone by the convicts of the State, and to provide means for same.

To the Committee on General Laws:

By MR. OLD: A bill to provide for the regulation and supervision of investment companies and providing penalties for the violation thereof.

By MR. HARWOOD: A bill to amend and re-enact section 1778, chapter 80, of the Code of Virginia, relative to the notification and delivery of bodies.

By MR. STEPHENSON: A bill to prohibit gambling.

By MR. CREAMER: A bill to amend and re-enact an act entitled an act to regulate the hours of labor in factories and manufacturing establishments where females and children under fourteen years of age are employed as operatives, approved March 4, 1890, so as to embrace work shops, laundries and mercantile establishments.

By MR. CREAMER: A bill to amend and re-enact an act entitled an act to secure to operatives and laborers engaged in and about railroad shops, coal mines, manufactories of iron and steel, and all other manufactories the payment of wages at regular intervals and in lawful money of the United States, approved May 23, 1887, as hereinafter amended.

By MR. BYRD: A bill to regulate the employment of children in factories, mercantile establishments, workshops and laundries, and as messengers, or in selling or distributing newspapers or other periodicals in this Commonwealth on and after May 1, 1912, and to prescribe penalties for violations of such regulations.

By MR. COX: A bill to make it unlawful to issue a license to

marry to a person under the influence of intoxicating liquors or a narcotic or a drug, or who is indigent, an imbecile, insane, a sufferer from certain diseases or an inmate of an insane asylum, or institution for indigent persons, and providing for appeal.

To the Committee for Courts of Justice.

By MR. WHITE of Rockbridge: A bill prohibiting the direction of verdicts, to what cases applicable.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 2564 of the Code of Virginia, as amended by an act approved March 6, 1900, entitled An act to amend and re-enact section 2564 of the Code of Virginia, as amended.

By MR. COLEMAN: A bill to amend and re-enact section 4016 of the Code of Virginia.

By MR. COLEMAN: A bill to amend and re-enact section 3146 of the Code of Virginia.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3474 of the Code of Virginia, as amended by an act of the General Assembly, approved December 31, 1903.

By MR. MONCURE: A bill to amend and re-enact section 2939 of the Code of Virginia of 1887, as amended by an act approved March 3, 1892, and as amended by an act approved December 12, 1903.

By MR. LUNSFORD: A bill to amend and re-enact section 1 of chapter 58 of the Acts of 1889 and 1890, approved February 11, 1890, as amended by an act approved March 5, 1900, entitled an act to provide for the appointment of assistant commissioners of accounts, and to define their duties and powers.

By MR. WEAVER: A bill to amend and re-enact section 3211 of Pollard's Code of Virginia of 1904, entitled "remedy by motion after fifteen days' notice on contract generally; when notice to be returned to clerk's office; provision to prevent discontinuance of motion."

By MR. MONCURE: A bill to amend and re-enact section 3652 of the Code of Virginia of 1887.

By MR. BELL: A bill to amend and re-enact section 4 of an act entitled an act to amend an act approved March 12, 1904, as amended and approved March 12, 1908.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 2465 of the Code of Virginia, in relation to contracts, deeds, etc., that are void to creditors and purchasers, unless recorded.

By MR. STEPHENSON of Bath: A bill providing for remedy by motion after thirty days' notice for any tort, when notice to be returned to clerk's office; provision to prevent discontinuance of the motion.

By MR. WHITE of Rockbridge: A bill to provide for verdict and

judgment in actions of ejectment according to the facts, both as to the right of title and possession.

By MR. LUNSFORD: A bill to amend and re-enact section 824 of the Code of Virginia, relating to the approval of title to real estate for public uses.

By MR. WEAVER: A bill to amend and re-enact section 3455 of the Code of Virginia, in relation to appeals.

By MR. STEPHENSON of Bath: A bill to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066, 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits, and giving jurisdiction to courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion thereof or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910, and further by an act approved March 9, 1910.

To the Joint Committee on Special, Private and Local Legislation:

By MR. JORDAN: A bill to authorize the board of supervisors of Isle of Wight county to appropriate money for the erection of a wharf on Chuckatuck creek.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section twenty-one (21) of the charter of the town of Lexington, approved April 28, 1874, to validate and confirm all bonds heretofore issued by the town, and to authorize the mayor and council of the town to issue bonds to the amount of seventy-five thousand dollars for the purpose of supplying the town with water.

By MR. THROCKMORTON: A bill to amend and re-enact section 1 of chapter 541 of the Acts of the General Assembly, session 1897-1898, relating to the lot in the city of Richmond belonging to Henrico county, on which the courthouse of said county is situated.

By MR. CURTIS: A bill to pay D. D. Talley and W. A. Crenshaw for extra services rendered by them as assistant assessors of real estate for the city of Richmond during the year 1910.

By MR. TATE: A bill to establish the Pulaski County Confederate Home.

By MR. JORDAN: A bill authorizing the sale or use of the academy lot and building in the town of Smithfield.

By MR. BOWMAN: A bill to protect fish in the waters of Roanoke city, Roanoke county and Montgomery county.

By MR. COLEMAN of Spotsylvania: A bill to amend and re-enact sections 1 and 2 of an act entitled An act to amend and re-enact an act entitled an act to provide a road law for Spotsylvania county, approved February 21, 1898.

By MR. FITZHUGH: A bill to authorize the town of Eastville, in Northampton county, to issue bonds and to borrow money for the purpose of paying the balance due for completing the work of macadamizing the roads or streets through the town.

By MR. THROCKMORTON: A bill to amend and re-enact an act entitled an act authorizing the board of supervisors of Henrico county to require Osage orange hedges bordering on public roads to be trimmed by owners of such hedges and to impose a fine for failure to comply, which became a law December 20, 1897, by enlarging the powers of the said board of supervisors.

To the Committee on Federal Relations:

By MR. BELL: A bill to ratify the Sixteenth Amendment to the Constitution of the United States.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 1. House bill to authorize any city, town or county of this Commonwealth to use the waters of Lake Drummond for the purpose of a supply of water to itself or its inhabitants, and to acquire by purchase, condemnation or otherwise sufficient lands along the shores of said lake and water and water rights for the establishment of its water works, pumping stations, and other necessary works.

Was read at length a first time and ordered to be printed.

On motion of MR. JENNINGS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*



FRIDAY, JANUARY 12, 1912.

Prayer by Mr. Buck, member from Washington county.

On motion of Mr. Cox, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

No. 2. House bill to provide for the payment of contingent and incidental expenses of the General Assembly and to appropriate money for the same, having been considered by the committee in session, was reported from the Committee on Finance.

THE SPEAKER announced the following pages:

C. P. Davis, Jr., Richmond.

Jas. C. Sublett, Richmond.

R. T. Sizer, Richmond.

D. J. Sheehan, Richmond.

J. T. White, Winston, Culpeper county.

H. C. Land, Blackstone, Nottoway county.

Arnold N. Barnes, Alton, Halifax county.

Thos. H. Snead, Cohasset, Fluvanna county.

J. H. Gose, Jr., Bristol, Washington county.

W. B. Clark, Cold Hill, Buckingham county.

W. W. Smith, Partlow, Spotsylvania county.

Leo. A. Denit, Salem, Roanoke county.

C. E. Omph, Hinekle, Frederick county.

John W. Burruss, Jr., Henrico county.

The following communications were received from the Governor:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, VA., January 12, 1912.

*To the General Assembly:*

I desire to inform your honorable body that since the adjournment of the last General Assembly the following appointments were made by me in accordance with law:

On December 23, 1910, Hon. R. H. L. Chichester, of the city of Fredericksburg, was appointed judge of the Fifteenth Judicial Circuit, to fill the vacancy occasioned by the death of Hon. John E. Mason.

On March 25, 1911, Hon. Archibald D. Dabney, of the city of Charlottesville, was appointed judge of the corporation court of the city of Charlottesville, to fill the vacancy occasioned by the resignation of Hon. G. B. St. Clair.

On November 27, 1911, Hon. Beverley T. Crump, of the city of Richmond, was appointed judge of the law and equity court of the city of Richmond, to fill the vacancy occasioned by the death of Hon. John H. Ingram.

On December 24, 1910, Hon. S. R. Donohoe, of Fairfax, was appointed Auditor of Public Accounts, to fill the vacancy occasioned by the death of Colonel Morton Marye.

Respectfully,

WILLIAM HODGES MANN,  
Governor.

COMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., January 12, 1912.

*To the General Assembly:*

I desire to inform your honorable body that I have received the resignation of Hon. Walter A. Watson as judge of the Fourth Judicial Circuit of Virginia, to take effect January 20, 1912, and that I have accepted the same.

Respectfully,

WILLIAM HODGES MANN,  
Governor.

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., January 12, 1912.

*To the General Assembly of Virginia:*

Departing somewhat from the custom prevailing in Virginia, I have separated my message into three parts, and in this commend to your consideration the kindred and connected subjects of improved methods of agriculture, good roads and immigration.

These subjects are so grouped because if improved methods of agriculture are introduced and fostered by wise legislation, prosperity will result, and good roads will follow.

These conditions will keep our boys and girls on the farm, and will justify the immigrant in seeking a home in our midst.

Under the operation of the Act of March 17, 1910, creating a United Agricultural Board and co-ordinating all of the agencies of the State for the advancement of agriculture with the State Board of Education and the United States Department of Agriculture, there has been a great advance in methods and results.

Thirty-five counties made appropriations for demonstration work last year, the aggregate being \$10,083.28, all of which, with the twenty thousand dollars appropriated by the State, was disbursed at a cost of \$270 for a secretary and \$30 for stationery and blank forms, so that practically the whole fund went directly to the objects for which it was appropriated. In these thirty-five counties competent and reliable men were appointed local agents to instruct the corn club boys,—of whom there were sixteen hundred and forty-three during 1911,—and the farmers in the thirty-five counties making appropriations, in the most improved methods of agriculture. The farmer adopting the methods of the local agent for the whole or a part of his farm is called a demonstrator, and of these there were during the last year, 1,766 under the direction of white local agents. The local agents are required to report at the end of every week to the district agent, who, in turn, reports to the State agent, from whom the reports, after being duly supervised, go directly to the United States Department of Agriculture. The local agents are paid as follows: One-half by the county in which he works, one-fourth by the United Agricultural Board from State funds, and one-fourth by the United States Department of Agriculture; the county and State funds are paid out by warrants drawn by the Governor as chairman of the United Agricultural Board, upon itemized, receipted accounts attached to the warrants.

Besides these white agents, who instruct colored farmers when requested, there are seven local colored agents who are entirely paid out of funds coming through the United States Department of Agriculture, and there is Domestic Science work for white girls in eight counties, and for colored girls in four counties, the expense of which is altogether paid from similar funds. The colored farmers instructed by white and colored local agents number 1,356, and show remarkable progress.

In 1910 a boy thirteen years old named Maurice Olgeran, in Dinwiddie county, made 167 7-9 bushels of shelled corn on a measured acre of land,

and the total corn crop of that year in Virginia went from 47,328,000 bushels in 1909 to 54,621,000 bushels, an increase of seven millions, two hundred and ninety-three thousand bushels, and while the average production was 25.05 bushels to the acre, the average of the demonstrators was 46.05 bushels to the acre. During 1911, on account of severe drought the crop amounted only to 51,408,000 bushels, the largest yield, 164 bushels to the acre, having been made by a boy thirteen years old, in Sussex county, named John A. Johnston. The average yield by adult demonstrators in 1911 was 41 bushels to the acre, and by the corn club boys 61½ bushels to the acre, the reason for this difference being the modification of directions by the men, and the strict adherence to the directions by the boys. As before stated, the crops were greatly decreased by the drought, but when cultivated by scientific methods stood the drought better than crops on similar land, in the same location, not so cultivated. There have been corresponding yields of hay, from four to six tons to the acre, and of all other crops cultivated by the scientific and improved methods.

Better stock is being secured by our farmers, who are enthusiastic and eager to join in the demonstration work. As before stated, only thirty-five counties had local agents last year, which was as many as could be looked after under the appropriation made. But as many other counties have signified their desire to have local agents there should be an increase in the amount allowed of at least \$10,000, which is recommended, because this work is making money for the State.

In Illinois, a plant has been established for the grinding of limestone which is furnished to the people at sixty cents a ton in bulk and seventy-five cents in sacks, and I am informed that about 140,000 tons were manufactured and used last year and the demand will be for double that amount during 1912. The railroads in Illinois are hauling this product at practically one-half a cent a ton per mile.

Expecting to recommend to this General Assembly the manufacture of ground limestone for the benefit of our citizens, I have made some inquiries in reference to the cost of plants for this purpose, and find crushers of many kinds and prices, but only call attention to two—one No. 9 mill, capacity twenty tons to the hour, with 175-horse power Ideal engine and 150-horse power boiler, completed and installed, being the machinery now in use at the Southern Illinois Penitentiary, and costing \$8,921. This machinery is run by twenty-four men, including sixteen men loading an average of 140 tons per day. The repairs cost about \$150 per year, and the depreciation is estimated at five per centum per year. This crusher will probably require a dryer for oyster shells, which contain from ten to fifteen per cent. of moisture.

The other machine of which I have a description will only require about 110-horse power engine and boiler to do the same work as the one first named, will operate without a dryer, and with all the machinery required to crush rock and convey the product to the cars, will cost about five thousand dollars.

I have secured information in regard to several limestone properties and quarries and deposits of oyster shells, which can be secured by the State at reasonable cost, but do not think it wise to mention them specially in this message. Thinking as I do that lime in the shape of caustic lime or limestone must be used as the basis of the improvement of most of the land in the State deficient in vegetable matter, and certainly if the clovers and alfalfa are to be profitably grown, and believing that the use of lime and limestone will greatly rebound to the prosperity of our people, bring about increased values and by increased assessment soon pay back to the State the amount expended, I recommend the establishment of at least two crushing plants; one for limestone and the other for oyster shells, to be sold to all of our citizens for their own use, at a price which will include interest on the investment, reasonable price for convict labor employed, cost of rock or shells, cost of upkeep and of depreciation.

As very many of our citizens likely to use lime from the stone or shells will be unable to pay anything but a small price for the crushed product until the improvement of their land will justify the use of caustic lime and ferti-



lizers, and knowing that the freight on lime in whatever shape it might be used is a very considerable part of the cost, I asked the presidents of all the railroads in the State to meet me in Richmond on the first of September last, to discuss the freight rates on caustic lime and ground limestone. The conference was attended by the presidents or representatives of thirteen railroads, one manufacturer of burnt lime, two representatives of the Farmers' Institute, one of the United States Department of Agriculture, one of the Southern Planter, two members of the State Corporation Commission and the Superintendent of Public Instruction. The rate question was discussed and the representatives of the railroads had a conference amongst themselves, and without saying anything about caustic lime stated that while they could not give the rate of one-half a cent a ton per mile, for which I asked, they would do so approximately, increasing the rate for shorter distances, and appointed a committee to prepare a schedule of rates on ground limestone. I am not informed of any action on the part of this committee, but have been furnished with the rates which will be put into effect by the Norfolk and Western Railway Company on ground limestone, car-load lots, twenty tons minimum, in Central Freight Association territory, and between Virginia points, which very nearly approach the rates for which I asked and which will be found at the end of this message. I am sure the other roads will do as well, and that rates will be adopted approximately upon the basis of those given by the Norfolk and Western for shipments using more than one line. It is recognized that the rates given do not compensate the railroads for the services rendered, but as I understand it, were given to enable the man at the bottom to get a start, with the expectation of sharing the prosperity that improved methods of agriculture will surely bring to our people. I greatly appreciate the action of the railroad companies in so readily responding to my request and believe the rates given will save hundreds of thousands of dollars to the farmers of Virginia and enable them to improve their lands and increase crops. This, I trust, will so increase the demand for caustic lime and fertilizers of all kinds, that manufacturers of these articles will have their share in the general prosperity.

*Rates on Ground Limestone (for Agricultural Purposes) Per Ton, 2,000 Pounds—Minimum Car-Load Weight, 30 Tons.*

|                                    |       |
|------------------------------------|-------|
| 10 miles and under .....           | \$ 30 |
| 20 miles and over 10 miles .....   | 30    |
| 30 miles and over 20 miles .....   | 30    |
| 40 miles and over 30 miles .....   | 35    |
| 50 miles and over 40 miles .....   | 40    |
| 60 miles and over 50 miles .....   | 45    |
| 70 miles and over 60 miles .....   | 47    |
| 80 miles and over 70 miles .....   | 50    |
| 90 miles and over 80 miles .....   | 54    |
| 100 miles and over 90 miles .....  | 60    |
| 110 miles and over 100 miles ..... | 66    |
| 120 miles and over 110 miles ..... | 72    |
| 130 miles and over 120 miles ..... | 78    |
| 140 miles and over 130 miles ..... | 85    |
| 150 miles and over 140 miles ..... | 87½   |
| 160 miles and over 150 miles ..... | 90    |
| 170 miles and over 160 miles ..... | 92½   |
| 180 miles and over 170 miles ..... | 95    |
| 190 miles and over 180 miles ..... | 97½   |
| 200 miles and over 190 miles ..... | 1 00  |
| 205 miles and over 200 miles ..... | 1 02½ |
| 210 miles and over 205 miles ..... | 1 05  |
| 215 miles and over 210 miles ..... | 1 07½ |
| 220 miles and over 215 miles ..... | 1 10  |
| 225 miles and over 220 miles ..... | 1 12½ |
| 230 miles and over 225 miles ..... | 1 15  |



|                                    |          |
|------------------------------------|----------|
| 235 miles and over 230 miles ..... | \$ 1 17½ |
| 240 miles and over 235 miles ..... | 1 20     |
| 245 miles and over 240 miles ..... | 1 22½    |
| 250 miles and over 245 miles ..... | 1 25     |

Yours very truly,

L. E. JOHNSON,  
*President Norfolk and Western Railway Company,*

With fifty-two thousand miles of highways over which the people of the State must travel to and from their homes in discharge of business and social obligations, and in pursuit of that pleasure which comes from intercourse with each other, and over which must be hauled the agricultural products of the State and those which we purchase elsewhere for our comfort and happiness, the question of construction and maintenance becomes at once serious and most important. Progressing along all other lines, and to a considerable extent in road building, our people are unwilling to suffer the inconvenience and positive loss resulting from roads which for many months are bad and sometimes practically impassable, and it may be added that the time during which the roads are bad is that part of the year in which our people in the country are not pressed by the demands of business and have leisure for social enjoyment. That we have recognized the importance of this question is shown by the establishment of a State Highway Commission as a department of our government. Under the direction of our State Highway Commissioner and his assistants, valuable information has been gained and much work done for the improvement of our highways. The building under this direction of over eight hundred miles of permanent highway, with five hundred miles more under construction, the assistance given to counties, in the way of laying out new roads, change of grade, and improvement of old highways, advice and suggestions to boards of supervisors as to the best systems and plans for roads in their respective counties, have contributed with other causes very materially to create interest and enthusiasm which are manifesting themselves in liberal bond issues, twenty-two counties and districts having voted the issuance for road purposes amounting to three millions, eight hundred and fifty-three thousand dollars. We have now at work on the roads fifteen camps, two under the old law, in which about five hundred and ninety-three convicts are employed, at an expense of about 50 67-100 cents for each convict working ten hours a day, and 34 34-100 cents for each calendar day. The expenses of two of these camps were paid in part by the counties in which they worked. In addition to the five hundred and ninety-three convicts working on the public roads, in fifteen counties there are two hundred and forty from jails, making the total number at work, eight hundred and thirty-three. It has been demonstrated that the convicts, after a little experience, are good and efficient laborers, and I think can be made more so by a plan which will be hereafter outlined. Indeed, I am informed by our State Highway Commissioner that on Macadam roads the difference in favor of convict labor is fifteen hundred dollars per mile over free labor, thus reducing the cost of roads of that character from \$4,900 per mile to \$3,400. While on sand-clay or gravel roads the cost is about the same because on roads of the latter class the cost of the gravel must be separated and more guards are required, and this is the expense which the plan is intended to meet.

The contract made some years ago by the State with the Davis Shoe Company, by which the convicts were hired to work in the company's shoe factory in the penitentiary, will expire on the first of May, 1913. The Board of Directors of the penitentiary has advertised for bids for the hiring of the convicts after May 1, 1913, which, when received, will be submitted to this General Assembly for acceptance or rejection, and thus the future policy of the State will, of necessity, have to be considered and determined. I have gathered much information upon the subject, a part of which will be found in a pamphlet gotten up by Mr. Rives B. Hardy, my assistant secretary, which will be laid on the desks of the members, and which shows what other States

are doing with their convicts, and the information not contained in the pamphlet will be set out in this message.

There are in the penitentiary about twelve hundred and forty-two convicts, of whom about twelve hundred are able-bodied; at the State Farm there are about two hundred and seventy-five, of whom only about seventy-five are able-bodied, as the Farm is used to recuperate and build up those who are not in good health; and, as already stated, there are about five hundred and ninety-three in road camps, all of whom may be said to be well and strong. Of these, seventeen are in Bedford and sixteen in Chesterfield, working under a law which was in force prior to the passage of the Lassiter-Withers Bill. And there are in the penitentiary ninety-six women, who, with about five hundred long-term men and convicts more or less desperate, cannot, with proper regard for the communities into which they must go, be worked on the public roads.

The salaries and board of guards under our present system constitute a large part of the expense of working the convicts, and realizing this and the benefit, moral and physical, to the convicts, two States, Colorado and Oregon, have adopted plans of working convicts on the public roads without guards. I am more familiar with the plan adopted in Colorado, and will briefly outline it.

A convict in the penitentiary of that State is allowed for good behavior one month for the first year, two for the second and so on up to the sixth year, in which he is allowed six months, and stands at that for the remainder of his term. When he is on public works, in addition to the above, he is allowed ten days in every month for good behavior and efficient work, and Governor Shafroth informed me that all the convicts on account of this extra allowances were anxious to work on the road and that they did faithful and efficient work. Before leaving the penitentiary, all who are willing to do so take an oath and promise on their honor not to escape or attempt to escape; they are not shackled in any way and the men who direct the work are not armed; indeed, the only man armed in camp is a trusty, who has a rifle which seems to be used to keep people on the outside from coming in, rather than for the prevention of those inside from going out. The Governor informed me that the cost of working a convict under these conditions was about twenty-five cents a day, and that the percentage of escapes was less than under the old system. I am not sure that the convicts in our penitentiary could be worked in this way with the good results obtained in Colorado, but inasmuch as we could under the Colorado plan, after the first year, work fifteen hundred convicts on our public roads for about one hundred and thirty-five thousand dollars. I think the plan worthy of trial. Of course, for the first year the equipment of every camp of fifty convicts would cost about twenty-five hundred dollars, but as the State already has equipments for fifteen, only fifteen more would have to be provided, at an expense of about thirty-seven thousand, five hundred dollars.

In view of these facts, I earnestly recommend that the authorities now controlling the camps be vested with discretion, after experimenting with one or more camps without guards and finding conditions satisfactory, to adopt the Colorado plan and put under it all the convicts working on the public roads. In addition to the inducements offered by this plan, the punishment for escape or attempt to escape might be increased. It is needless for me to say, after what I have written, that I am heartily in favor of working as many of our convicts as possible on the public roads, leaving the locations of the camps to the State Highway Commissioner and the Superintendent of the penitentiary, who should arrange that prisoners from county and city jails might readily and conveniently be added to the nearest camp, thus increasing the number of workers without in any way adding to fixed charges. I am sure that in addition to the benefit derived from their labor, crime and the number of jail prisoners would be greatly reduced and a corresponding reduction of criminal expenses would result.

As before stated, some five hundred convicts could not be used on the

road force, and of these some will be needed for the limestone plants if your body shall decide to manufacture ground limestone for the advancement of our agricultural interests. Some forty would be required to make clothes for the convicts, and in this the women could be utilized; some for work on the State Farm and the remainder might be hired for work in the penitentiary upon such terms and subjects to such limitations and conditions as may be agreed upon. Or the convicts may be employed as in other States for the manufacture, under State control, of shoes and clothing for our State hospitals, desks for our public schools and many other articles not necessary to be mentioned here. If this plan is adopted we will have the revenue derived from these convicts, a gain of about twelve thousand dollars on account of the small number of guards required at the penitentiary, and a loss of about \$125,000 now received under contract with the Davis Shoe Company. Under these conditions it will be necessary, certainly for the first year, to divert most, if not all, the State aid fund to the convict road force fund, as the treasury will not be in condition to stand the additional charge made necessary by such a radical change in the policy of the State.

Very soon after my inaugural in 1910, I examined as best I could into the condition and resources of the State. Finding that at least ten millions of acres of arable land, with splendid climate and convenient to market, were not under cultivation, I reached the conclusion that the prosperity of the State would be advanced by uniting all available agencies of the State for the advancement of its agricultural interests, in demonstrating the capacity of our lands. The United Agricultural Bill was the first step in that plan, and now, after two years, when we can point to an average yield by the boys' corn clubs of sixty-one bushels of corn to the acre, with corresponding increase in hay and other crops, made by the use of scientific methods of agriculture, I think we should advertise the work to the world, to show the advantage we possess of soil, climate, schools, churches, markets and people. I, therefore, recommend an appropriation for that purpose of ten thousand dollars, to be expended under the directions of the United Agricultural Board, in securing immigrants of good character who are farmers and who will help us build up our State. We have developed conditions likely to keep our boys at home, and these will, when known, be sufficient inducements to bring home-seekers to our midst.

I sincerely trust that the recommendations of this message may commend themselves to your favorable consideration and be enacted into laws.

WILLIAM HODGES MANN,  
*Governor.*

MR. LAND moved that 1,000 copies of the foregoing message be printed; which was agreed to.

MR. COX offered the following resolution:

Resolved by the House of Delegates (the Senate concurring), That the General Assembly shall proceed at 12:30 o'clock P. M. to-day to the election of Auditor of Public Accounts to fill the vacancy occasioned by the death of Morton Marye.

Auditor of Public Accounts for the term of four years, beginning March 1, 1912.

Second Auditor for the term of four years, beginning March 1, 1912.

Register of the Land Office for the term of four years, beginning March 1, 1912.

Superintendent of Public Printing for the term of four years, beginning March 1, 1912.



Judges for the Second, Sixth, Tenth, Fourteenth, Eighteenth and Twenty-second Judicial Circuits for the regular terms, respectively, of eight years, beginning February 1, 1912.

Judges for the corporation courts of the cities of Radford, Bristol and Buena Vista for the regular terms prescribed by law.

Judge of the corporation court of the city of Alexandria for the unexpired term of Judge Louis C. Barley, in accordance with the communication from the Governor to the General Assembly on January 11, 1912.

Judge of the corporation court of the city of Manchester, which became part II of the hustings court of the city of Richmond by act of annexation and re-elected to meet the opinion of the Attorney-General.

Judge of the law and equity court of the city of Richmond to fill the vacancy occasioned by the death of Judge John H. Ingram.

Judge of the corporation court of the city of Charlottesville to fill the vacancy occasioned by the resignation of Judge G. Burnley Sinclair.

Judge of the Fifteenth Judicial Circuit to fill the vacancy occasioned by the death of Judge John E. Mason.

And that in the execution of the joint order for the election of State officers and judges, nominations shall be made for the whole number in order in which they appear in the resolution providing for their election, and that each house shall be notified of said nomination, when the roll shall be called for the election of the State officers and judges in the order named in the concurrent resolution providing for their election, and that when the roll shall have been called for the whole number the presiding officer of each house shall appoint a committee of two, which, together, shall constitute a joint committee to count the joint vote in each case and report the results to their respective houses; which was agreed to.

Ordered that Mr. Cox carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by Mr. ECHOLS, who informed the House that the Senate had agreed to the resolution.

The hour of 12:30 o'clock P. M. having arrived, ordered that Mr. STEPHENSON of Bath inform the Senate that the House is ready on its part to proceed with the execution of the joint order.

A message was received from the Senate, by Mr. FOLKES, who informed the House that the Senate was ready on its part to proceed with the execution of the joint order.

MR. OLIVER nominated S. R. Donohoe for Auditor of Public Accounts to fill the unexpired term occasioned by the death of Morton Marye.



MR. OLIVER nominated C. Lee Moore for Auditor of Public Accounts for the term of four years, beginning March 1, 1912.

MR. WALTON nominated Rosewell Page for Second Auditor for the term of four years, beginning March 1, 1912.

MR. HARWOOD nominated John W. Richardson for Register of the Land Office for the term of four years, beginning March 1, 1912.

MR. CREAMER nominated Davis Bottom for Superintendent of Public Printing for the term of four years, beginning March 1, 1912.

MR. BREWER nominated Judge James L. McLemore for judge of the Second Judicial Circuit for the regular term of eight years, beginning January 1, 1912.

MR. KENT nominated Judge William R. Barksdale for judge of the Sixth Judicial Circuit for the regular term of eight years, beginning February 1, 1912.

MR. MONTAGUE nominated Judge R. Carter Scott for judge of the Tenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912.

MR. STEPHENSON of New Kent nominated Judge D. Gardiner Tyler for judge of the Fourteenth Circuit for the regular term of eight years, beginning February 1, 1912.

MR. WHITE of Rockbridge nominated Judge Henry W. Holt for judge of the Eighteenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912.

MR. WILLIAMS nominated Judge Fulton Kegley for judge of the Twenty-second Judicial Circuit for the regular term of eight years, beginning February 1, 1912.

MR. WILLIAMS nominated Judge George E. Cassell for judge of the corporation court of the city of Radford for the term prescribed by law.

MR. BUCK nominated Judge Joseph L. Kelly for judge of the corporation court of the city of Bristol for the term prescribed by law.

MR. WHITE of Rockbridge nominated Judge William P. Houston for judge of the corporation court of the city of Buena Vista for the term prescribed by law.

MR. MONCURE nominated Judge Louis C. Barley for the unexpired term of Judge Louis C. Barley, in accordance with the communication from the Governor to the General Assembly on January 11, 1912.

MR. MONTAGUE nominated Judge Ernest IL Wells for judge of the corporation court of the city of Manchester, which became part II of the hustings court of the city of Richmond by act of annexation and re-elected to meet opinion of Attorney-General.

MR. CREAMER nominated Judge Beverley T. Crump for judge of

the law and equity court of the city of Richmond to fill the vacancy occasioned by the death of Judge John H. Ingram.

MR. WHITE nominated Judge A. D. Dabney for judge of the corporation court of the city of Charlottesville to fill the vacancy occasioned by the resignation of Judge G. Burnley Sinclair.

MR. MONCURE nominated Judge R. H. L. Chichester for judge of the Fifteenth Judicial Circuit to fill the vacancy occasioned by the death of Judge John E. Mason.

Ordered that MR. WHITE of Rockbridge inform the Senate that the following nominations had been made in the House:

For Auditor of Public Accounts to fill the vacancy occasioned by the death of Morton Marye, S. R. Donohoe.

For Auditor of Public Accounts for the term of four years, beginning March 1, 1912, C. Lee Moore.

For Second Auditor for the term of four years, beginning March 1, 1912, Rosewell Page.

For Register of the Land Office for the term of four years, beginning March 1, 1912, John W. Richardson.

For Superintendent of Public Printing for the term of four years, beginning March 1, 1912, Davis Bottom.

For judge of the Second Judicial Circuit for the regular term of eight years, beginning February 1, 1912, James L. McLemore.

For judge of the Sixth Judicial Circuit for the regular term of eight years, beginning February 1, 1912, William R. Barksdale.

For judge of the Tenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912, R. Carter Scott.

For judge of the Fourteenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912, D. Gardiner Tyler.

For judge of the Eighteenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912, Henry W. Holt.

For judge of the Twenty-second Judicial Circuit for the regular term of eight years, beginning February 1, 1912, Fulton Kegley.

For judge of the corporation court of the city of Radford for the term prescribed by law, George E. Cassell.

For judge of the corporation court of the city of Bristol for the term prescribed by law, Joseph L. Kelly.

For judge of the corporation court of the city of Buena Vista for the term prescribed by law, William P. Houston.

For judge of the corporation court of the city of Alexandria for the unexpired term of Judge Louis C. Barley, in accordance with the communication from the Governor to the General Assembly on January 11, 1912, Louis C. Barley.

For judge of the corporation court of the city of Manchester which became part II of the hustings court of the city of Richmond.

by act of annexation and re-elected to meet opinion of the Attorney-General, Ernest H. Wells.

For judge of the law and equity court of the city of Richmond to fill the vacancy occasioned by the death of Judge John H. Ingram, Beverley T. Crump.

For judge of the corporation court of the city of Charlottesville to fill the vacancy occasioned by the resignation of Judge G. Burnley Sinclair, A. D. Dabney.

For judge of the Fifteenth Judicial Circuit to fill the vacancy occasioned by the death of Judge John E. Mason, R. H. L. Chichester.

A message was received from the Senate, by MR. EARLY, who informed the House that no additional names had been added in the Senate to the list of nominations made by the House.

The rolls were called with the following results:

For Auditor of Public Accounts to fill the vacancy occasioned by the death of Morton Marye:

S. R. Donohoe, - - - - - 89

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, Jas. M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Dan., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Gregory, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, R. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—89.

For Auditor of Public Accounts for the term of four years, beginning March 1, 1912:

C. Lee Moore, - - - - - 89

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, Jas. M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Old, Oliver, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, R. B., Roberts, John, Robertson, Rolston,

Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—89.

For Second Auditor for the term of four years, beginning March 1, 1912:

Rosewell Page, - - - - - 92

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—92.

For Register of the Land Office for the term of four years, beginning March 1, 1912:

John W. Richardson, - - - - - 93

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—93.

For Superintendent of Public Printing for the term of four years, beginning March 1, 1912:

Davis Bottom, - - - - - 92

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks,



Bargamin, Bell, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—92.

For Judge of the Second Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

James L. McLemore, - - - - - 93

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—93.

For Judge of the Sixth Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

William R. Barksdale, - - - - - 97

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—97.

For Judge of the Tenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

R. Carter Scott, - - - - - 97

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—97.

For Judge of the Fourteenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

D. Gardiner Tyler, - - - - - 94

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—94.

For Judge of the Eighteenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

Henry W. Holt, - - - - - 95

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, H. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Love, Malbon, Martin, Massie, Meetze, Milstead, Mon-

cure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—95.

For Judge of the Twenty-second Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

Fulton Kegley, - - - - - 96

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—96.

For Judge of the Corporation Court of the City of Radford for the term prescribed by law:

George E. Cassell, - - - - - 97

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—97.

For Judge of the Corporation Court of the city of Bristol for the term prescribed by law:

Joseph L. Kelly, - - - - - 96

The vote was recorded as follows :

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—96.

For Judge of the Corporation Court of the city of Buena Vista for the term prescribed by law :

William R. Houston, - - - - - 96

The vote was recorded as follows :

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—96.

For Judge of the Corporation Court of the city of Alexandria for the unexpired term of Judge Louis C. Barley, in accordance with the communication from the Governor to the General Assembly on January 11, 1912 :

Louis C. Barley, - - - - - 97

The vote was recorded as follows :

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard,



Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—97.

For Judge of the Corporation Court of the city of Manchester, which became part II of the Hustings Court of the city of Richmond by act of annexation and re-elected to meet the opinion of the Attorney-General:

Ernest H. Wells, - - - - - 98

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—98.

For Judge of the Law and Equity Court of the city of Richmond to fill the vacancy occasioned by the death of Judge John H. Ingram:

Beverley T. Crump, - - - - - 98

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—98.

For Judge of the Corporation Court of the city of Charlottesville to fill the vacancy occasioned by the resignation of Judge G. Burnley Sinclair:

A. D. Dabney, - - - - - 98

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—98.

For Judge of the Fifteenth Judicial Circuit to fill the vacancy occasioned by the death of Judge John E. Mason:

R. H. L. Chichester, - - - - - 98

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—98.

THE SPEAKER appointed MESSRS. CREAMER and WISE the committee on the part of the House to count and report the joint vote:

The committee subsequently reported as follows:

For Auditor of Public Accounts to fill the vacancy occasioned by the death of Morton Marye:

|                             |   |   |   |   |     |
|-----------------------------|---|---|---|---|-----|
| Whole number of votes cast, | - | - | - | - | 126 |
| Necessary to a choice,      | - | - | - | - | 64  |
| S. R. Donohoe received,     | - | - | - | - | 126 |

For Auditor of Public Accounts for the term of four years, beginning March 1, 1912:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 126 |
| Necessary to a choice, -      | - | - | - | 64  |
| C. Lee Moore received, -      | - | - | - | 126 |

For Second Auditor for the term of four years, beginning March 1, 1912:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 132 |
| Necessary to a choice, -      | - | - | - | 67  |
| Rosewell Page received, -     | - | - | - | 132 |

For Register of the Land Office for the term of four years, beginning March 1, 1912:

|                                |   |   |   |     |
|--------------------------------|---|---|---|-----|
| Whole number of votes cast, -  | - | - | - | 133 |
| Necessary to a choice, -       | - | - | - | 67  |
| John W. Richardson received, - | - | - | - | 133 |

For Superintendent of Public Printing for the term of four years, beginning March 1, 1912:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 132 |
| Necessary to a choice, -      | - | - | - | 67  |
| Davis Bottom received, -      | - | - | - | 132 |

For Judge of the Second Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 133 |
| Necessary to a choice, -      | - | - | - | 67  |
| James L. McLemore received, - | - | - | - | 133 |

For Judge of the Sixth Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

|                                  |   |   |   |     |
|----------------------------------|---|---|---|-----|
| Whole number of votes cast, -    | - | - | - | 137 |
| Necessary to a choice, -         | - | - | - | 69  |
| William R. Barksdale received, - | - | - | - | 137 |

For Judge of the Tenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 137 |
| Necessary to a choice, -      | - | - | - | 69  |
| R. Carter Scott received, -   | - | - | - | 137 |

For Judge of the Fourteenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 134 |
| Necessary to a choice, -      | - | - | - | 68  |
| D. Gardiner Tyler received, - | - | - | - | 134 |

For Judge of the Eighteenth Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 135 |
| Necessary to a choice, -      | - | - | - | 68  |
| Henry W. Holt received, -     | - | - | - | 135 |

For Judge of the Twenty-second Judicial Circuit for the regular term of eight years, beginning February 1, 1912:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 136 |
| Necessary to a choice, -      | - | - | - | 69  |
| Fulton Kegley received, -     | - | - | - | 136 |

For Judge of the Corporation Court of the city of Radford for the term prescribed by law:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 137 |
| Necessary to a choice, -      | - | - | - | 69  |
| George E. Cassell received, - | - | - | - | 137 |

For Judge of the Corporation Court of the city of Bristol for the term prescribed by law:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 136 |
| Necessary to a choice, -      | - | - | - | 69  |
| Joseph L. Kelly received, -   | - | - | - | 136 |

For Judge of the Corporation Court of the city of Buena Vista for the term prescribed by law:

|                                |   |   |   |     |
|--------------------------------|---|---|---|-----|
| Whole number of votes cast, -  | - | - | - | 136 |
| Necessary to a choice, -       | - | - | - | 69  |
| William P. Houston received, - | - | - | - | 136 |

For Judge of the Corporation Court of the city of Alexandria for the unexpired term of Judge Louis C. Barley, in accordance with the



communication from the Governor to the General Assembly on January 11, 1912:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 137 |
| Necessary to a choice, -      | - | - | - | 69  |
| Louis C. Barley received, -   | - | - | - | 137 |

For Judge of the Corporation Court of the city of Manchester, which became part II of the Hustings Court of the city of Richmond by act of annexation and re-elected to meet the opinion of the Attorney-General:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 138 |
| Necessary to a choice, -      | - | - | - | 70  |
| Ernest H. Wells received, -   | - | - | - | 138 |

For Judge of the Law and Equity Court of the city of Richmond to fill the vacancy occasioned by the death of Judge John H. Ingram:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 138 |
| Necessary to a choice, -      | - | - | - | 70  |
| Beverley T. Crump received, - | - | - | - | 138 |

For Judge of the Corporation Court of the city of Charlottesville to fill the vacancy occasioned by the resignation of Judge C. Burnley Sinclair:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 138 |
| Necessary to a choice, -      | - | - | - | 70  |
| A. D. Dabney received, -      | - | - | - | 138 |

For Judge of the Fifteenth Judicial Circuit to fill the vacancy occasioned by the death of Judge John E. Mason:

|                                 |   |   |   |     |
|---------------------------------|---|---|---|-----|
| Whole number of votes cast, -   | - | - | - | 138 |
| Necessary to a choice, -        | - | - | - | 70  |
| R. H. L. Chichester received, - | - | - | - | 138 |

S. R. Donohoe, C. Lee Moore, Rosewell Page, John W. Richardson, Davis Bottom, James L. McLemore, William P. Barksdale, R. Carter Scott, D. Gardiner Tyler, Henry W. Holt, Fulton Kegley, George E. Cassell, Joseph L. Kelly, William P. Houston, Louis C. Barley, Ernest H. Wells, Beverley T. Crump, A. D. Dabney and R. H. L. Chichester having severally received all of the votes cast, were

declared duly elected to the offices for which they were severally and respectively nominated and voted for, and for the terms as stated in their nomination and election.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. THROCKMORTON: A bill to bar all taxes due prior to January 1, 1900, which have not been paid when this act goes into effect, and to provide for ascertaining the amount of delinquent taxes chargeable against each piece or tract of land in this State, requiring proper registration of the same, and providing for its collection.

By MR. WATTS: A bill to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved on the 3d day of March, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved March 5, 1900, as amended and re-enacted by an act entitled an act to amend and re-enact sections 3498, 3500, 3505, 3506 and 3508 of the Code of Virginia, and to amend and re-enact section 3515 of the Code of Virginia, as amended by an act approved February 14, 1896, and section 3519 of the Code of Virginia, as amended by an act approved February 18, 1896, and section 3528, as amended by an act approved March 5, 1900, and also to repeal section 3524 of the Code of Virginia, as amended by an act approved February 20, 1900, and section 3525 of the Code of Virginia, approved on the 31st day of December, 1903, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528, as amended and re-enacted by an act of the General Assembly of Virginia, entitled an act to amend and re-enact section 3528, approved March 15, 1906, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 17, 1910.

By MR. MARTIN: A bill to provide that fixed salaries shall be paid Commonwealth attorneys, clerks of circuit and corporation courts, treasurers of cities and counties, sheriffs of counties, magistrates and constables, and empowering the board of supervisors of counties and the councils of cities to regulate and fix by ordinance such salaries.

To the Committee on Schools and Colleges:

By MR. MARTIN: A bill to amend and re-enact section 1453 of the Code of Virginia and repealing sections 1450, 1451, 1454, 1455, 1456 and 1457 of the Code of Virginia.

By MR. MONCURE: A bill to provide for free text-books in the public schools of any city or school district of this State when authorized by an ordinance of the council of such city or of a town constituting a separate school district, or by a vote of the people.

By MR. BAKER of Chesterfield: A bill to amend and re-enact an act entitled an act to provide for instruction in agriculture, domestic arts and sciences and manual training in public high schools, approved March 16, 1900.

To the Joint Committee on Special, Private and Local Legislation:

By MR. PEEK: A bill to authorize the school board of Washington Magisterial District No. 5, of the county of Norfolk, to borrow money for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$20,000.00 in amount.

By MR. PEEK: A bill to authorize the school board of Western Branch Magisterial District No. 1, of the county of Norfolk, to borrow \$81,600.00 for the purpose of refunding bonds issued by authority of acts of the General Assembly, approved February 16, 1901, March 8, 1906, February 8, 1908, March 12, 1908, and March 4, 1910, and also an additional \$20,000.00 for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$101,600.00 in amount.

By MR. BANKS: A bill to authorize the closing of the clerk's office of the courts of the city of Norfolk, Virginia, on certain legal holidays.

By MR. TAYLOR: A bill to amend chapter 412, Acts 1887 and 1888, entitled an act to incorporate the town of Estillville (now Gate City), in the county of Scott, approved March 5, 1888, as amended by an act approved March 1, 1893, as amended by an act approved February 9, 1898.

By MR. BELL: A bill to release certain tax judgments against the land of J. R. Caldwell in Culpeper county, Virginia.

By MR. COLEMAN of Spotsylvania: A bill to appropriate \$500 for the purpose of helping erect a suitable monument at Spotsylvania Courthouse to commemorate the valor of the Confederate veterans.

To the Committee for Privileges and Elections:

By MR. WILLIAMS: A bill to provide for the resubmission to the people for approval and ratification of the proposed amendments to section 119 of article 8 of the Constitution of Virginia, in relation to

commissioners of the revenue in the cities, and section 120 of article 8 of the Constitution of Virginia, in relation to treasurers in the cities, in order that there may be a separate vote of the people on each of said proposed amendments.

By MR. MARTIN: A joint resolution proposing amendment to section 40 of article 4 of the Constitution of Virginia, and providing for publishing said amendment and certifying the same to the next General Assembly.

By MR. BOWMAN: A bill to amend and re-enact section 50 of the Code of Virginia, in relation to representation of the State in the Congress of the United States.

By MR. JORDAN: A bill to provide for the calling of an election upon the question of prohibiting the manufacture of intoxicating liquors and to declare the effect and result of such election.

To the Committee on General Laws:

By MR. WILLIAMS: A bill to amend and re-enact section 1750 of the Code of Virginia, regulating the practice of medicine and surgery in the State of Virginia, as amended and re-enacted by acts approved March 7, 1900, April 24, 1903, December 17, 1903, and March 14, 1910.

By MR. THROCKMORTON: A bill to prevent trespassing by chickens, fowls and other poultry, and to provide penalties therefor.

By MR. BELL: A bill for the creating of a department of game and inland fish for the preservation and protection of certain animals, birds and their nests and eggs, fish, and to prevent unlawful hunting and fishing, and to repeal all acts or parts of acts, sections or parts of sections of the Code of Virginia inconsistent with the provisions of this act, and to provide penalties for any violations of this act.

By MR. COX: A bill making certain provisions in reference to the construction of factories, providing for the use of certain safety appliances and dangerous machinery therein and unsafe machinery therein; making provisions how factories shall be lighted, vesting in the Commissioner of Labor certain powers in reference thereto and providing certain penalties for failure to comply with the provisions of this act.

By MR. MONTAGUE: A bill to prohibit the use of any second-hand glass bottle that has been picked up from a waste heap or junk pile, or other like place, for the encasing for sale of foodstuffs, seasonings, medicines and bodily used articles.

By MR. HARWOOD: A bill to amend and re-enact the act in effect February 17, 1900, regulating the transportation of bodies dead of contagious or infectious diseases.



By MR. STEPHENSON of New Kent: A bill to amend and re-enact section 1778 of the Code of Virginia.

By MR. RICHARDSON: A bill to amend an act approved March 13, 1908, in relation to child labor.

By MR. THROCKMORTON: A bill to amend and re-enact paragraph 4 of section 1105-e, Pollard's Code, 1904.

To the Committee for Courts of Justice:

By MR. CHALKLEY: A bill to regulate the postponement of trials in civil suits, actions, proceedings when a motion therefor is made on account of absence of evidence.

By MR. WHITE of Rockbridge: A bill to amend and re-enact an act relating to demurrers to evidence, approved March 14, 1906.

By MR. MONTAGUE: A bill to amend and re-enact section 3680 of the Code, entitled "rape, carnal knowledge of child under fourteen years of age, or a lunatic or a pupil of any deaf, dumb or blind institution; how punished."

By MR. MONCURE: A bill to amend the divorce practice in the State of Virginia, and to provide for the mailing of a copy of the order of publication against non-resident defendants to his or her last known place of address by registered mail at least fifteen days before the taking of depositions, and to require the naming of the co-respondent as a party to the suit in all cases where adultery is charged with such co-respondent.

By MR. OLIVER: A bill to amend and re-enact chapter 365 of the acts of the General Assembly of Virginia of 1910, entitled An act to authorize recitals in deeds of conveyance executed prior to April, 1865, that the deed from the patentee of the land conveyed to or from his vendees was admitted to record in the General Court of Richmond, Virginia, or Frankfort, Kentucky, and authenticated copies of such original deeds to be received as prima facie evidence of the execution of the said deed, in suits and actions where the title to the land purported to be conveyed is involved, approved March 22, 1910, by adding a new section to be designated section 2 to said act, also authorizing authenticated certified copies of deeds conveying lands prior to the year 1865, lying partly within the States of Virginia and Kentucky, and deeds conveying different parcels of land embraced in a single deed lying in the said States of Virginia and Kentucky, the originals of which have been duly recorded in the General Court at Richmond, Virginia, or in the General Courts at Frankfort, Kentucky, or duly certified copies of said deeds from the clerk's office of any county or city within this Commonwealth, to be received in evidence in actions of law or suits in equity in the courts of this Commonwealth with all the force and effect of the original deed or deeds, where the original

deed or deeds have been destroyed by fire, lost or mislaid, and to authorize the clerks of the circuit courts of the various counties, and the corporation and chancery courts of the cities in Virginia to admit to record duly authenticated certified copy or copies of any such original deed or deeds from the records of said General Court at Richmond, Virginia, and Frankfort, Kentucky, or from the clerk's office of any county or city in this State in which said original deed or deeds have been recorded within this Commonwealth; and to provide when such certified copy or copies of such original deed or deeds have been so admitted to record they shall have the same force and effect as if the original itself had been first recorded in said county or city.

By MR. WHITE of Rockbridge: A bill to provide that a party to any action at law or suit in equity shall not be held as waiving his rights to object and except to the ruling of the court where a demurrer to his pleading has been sustained, and he has amended as the result of such ruling.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 2269 of the Code of Virginia, so as to entitle the widow to dower in the proceeds of the sale of lands sold to satisfy a lien, but to be payable out of surplus.

By MR. MONCURE: A bill to provide when fellow servant doctrine is to be no bar or defence to suit against a common steam carrier by an engineer or his personal representative for injury to such engineer through the negligence of other employes of the common master, who are members of the crew of their own train.

By MR. BELL: A bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled "when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk," as amended by an act approved March 16, 1910.

By MR. BANKS: A bill amending section 2678 of Code, in relation to the exhibit of the accounts of fiduciaries for settlement.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3058 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly, approved on the 26th day of December, 1903, so as to give to courts of equity jurisdiction to remove clouds from title to real estate where the complainant is not in possession, or where the complainant has the equitable right to the legal title.

By MR. BANKS: A bill amending section 2674 of Code, in relation to the return of account of sales by fiduciaries.

By MR. MONCURE: A bill to amend and re-enact section 3356 of the Code of Virginia.

To the Committee for Asylums and Prisons:

By MR. CREAMER: A bill to forbid the board of directors of the

State penitentiary to make any contract for the hire of convicts without the specific authorization of the General Assembly.

To the Committee on Library:

By MR. JENNINGS: A resolution in relation to the State seal and flag.

To the Committee on Counties, Cities and Towns:

By MR. PEEK: A bill to amend and re-enact section 1014-a of the Code of Virginia, entitled "extension of the corporate limits of cities and towns," approved March 10, 1904, by adding a separate paragraph numbered 3½ to said section of 1014-a, authorizing the district school board of any district of any county, wherein any part of any district of said county is annexed to any city, and compensation to any school house or school houses in said district has been allowed in the order of annexation, be authorized to use the compensation so allowed for acquiring lands for public school buildings and the erection and equipment of other school buildings in said district.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 2. House bill to provide for the payment of contingent and incidental expenses of the General Assembly and to appropriate money for the same, came up.

MR. BOWMAN moved to dispense with the several readings and printing of the bill required by section 50 of the Constitution; which was agreed to—ayes, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

AYES—Messrs. Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Gregory, Harvey, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Parker, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherfordord, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—78.

NOES—None.

The bill was ordered to be engrossed. The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—ayes, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

AYES—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden,

Bowman, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Gregory, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Taylor, Templeton, Throckmorton, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—82.

NOES—None.

MR. BOWMAN moved to reconsider the vote by which the bill was passed; which was rejected.

No. 1. House bill to authorize any city, town or county of this Commonwealth to use the waters of Lake Drummond for the purpose of a supply of water to itself or its inhabitants, and to acquire by purchase, condemnation or otherwise sufficient lands along the shores of said lake and water and water rights for the establishment of its water works, pumping stations and other necessary works, having been printed was read at length a second time and ordered to be engrossed.

MR. LAND moved that when the House adjourn to-day it adjourn to meet Monday, January 15, 1912, at 12 o'clock M.; which was rejected.

On motion of MR. JENNINGS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

SATURDAY, JANUARY 13, 1912.

Prayer by Rev. B. Lacy Hoge, of Immanuel Baptist Church.

On motion of MR. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

No. 3. House bill to amend and re-enact section 1 of chapter 58 of the Acts of 1889 and 1890, approved February 11, 1890, as amended by an act approved March 5, 1900, entitled an act to provide for the appointment of assistant commissioners of accounts and to define their duties and powers, having been considered by the committee in session was reported from the Committee for Courts of Justice.

House bill to make an appropriation for the erection of an equestrian monument in the city of Richmond to the memory of Thomas J. (Stonewall) Jackson, having been considered by the Joint Committee



on Special, Private and Local Legislation was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to amend and re-enact section 21 of the charter of the town of Lexington, approved April 28, 1874, to validate and confirm all bonds heretofore issued by the town, and to authorize the mayor and council of the town to issue bonds to the amount of \$75,000 for the purpose of supplying the town with water, having been considered by the Joint Committee on Special, Private and Local Legislation was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to provide for the payment to Weymouth, Meister & Smethie of the balance due them for binding the index to enrolled bills, having been considered by the Joint Committee on Special, Private and Local Legislation was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to provide for the payment to the Richmond Press of the balance due them for printing the index to enrolled bills, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to amend sections 19, 19-d, 26, 28, 29, 30, concerning

the procedure necessary to recover and the liability on bonds given by municipal officer for the faithful discharge of their duties and creating an administrative board and defining their duties, 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled An act providing a charter for the city of Richmond, as heretofore amended, having been considered by the Joint Committee on Special, Private and Local Legislation was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

MR. HARWOOD offered the following resolution:

Resolved, That in addition to the pages already named, THE SPEAKER be authorized to appoint another page for the session who shall be over twenty-one years of age and who shall act as assistant doorkeeper, and he shall appoint a gallery doorkeeper as heretofore; which was agreed to.

MR. KENT offered the following resolution:

Resolved, That THE SPEAKER of the House of Delegates appoint a committee of three members, who shall forthwith inquire:

- (1) Whether the Virginia Book Company is a trust.
- (2) Who are the stockholders and officers, the amount of the capital stock, and in what proportions the stock is owned.
- (3) What contract exists between the school book publishing companies and the Virginia School Book Company.
- (4) What contracts are required to be executed between the Virginia Book Company and the local dealers.
- (5) Whether the existence and activity of the Virginia Book Company is consistent with school public policy; which was agreed to.

THE SPEAKER appointed MESSRS. KENT, LOVE and WILLEROY the committee provided for in the resolution.

MR. PAGE offered the following resolution:

Resolved, That the Committee on Schools and Colleges be, and it is hereby, directed to inquire and report to the House of Delegates within twenty days the following facts:

- (1) How much money has been paid to architects since 1906 for the erection of school houses, giving as far as possible the names of such architects?
- (2) Whether in view of such expenditures it would be more economical to employ a State architect.
- (3) Whether the school furniture required to be purchased of the

Virginia School Supply Company is furnished at reasonable prices and is convenient and suitable for school purposes; which was agreed to.

MR. WEAVER offered the following resolution:

Whereas information has just been received announcing the death of James Utz, son of our colleague, the Hon. J. C. Utz, of Madison; therefore be it

Resolved, That the House extend to Mr Utz its deepest sympathy in his bereavement.

Resolved, further, That the Clerk of the House of Delegates forward to MR. UTZ a copy of this resolution; which was agreed to.

MR. WHITE of Rockbridge moved to discharge the Committee on Counties, Cities and Towns from the further consideration of House bill to amend and re-enact section 21 of the charter of the town of Lexington, approved April 28, 1874, to validate and confirm all bonds heretofore issued by the town, and to authorize the mayor and council of the town to issue bonds to the amount of \$75,000 for the purpose of supplying the town with water; which was agreed to—ayes, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

AYES—Messrs. Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Spessary, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Throckmorton, Tiffany, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—80.

NOES—None.

The bill, No. 4, was placed on the calendar.

On motion of MR. BOWMAN, 500 copies of the tax commission bill were ordered to be printed for use of the members.

On motion of MR. WILLIAMS, 1,000 copies of the bill introduced by himself for taxation of rolling stock of railroads were ordered to be printed.

On motion of MR. BAKER, 500 copies of the bill offered by MR. BYRD, in relation to the primary elections, were ordered to be printed for use of the members.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. BYRD: A bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of

said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting and for the appointment of a State accountant, and defining his duties and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenue of the State, approved March 14, 1910.

By MR. BOWMAN: A bill to amend and re-enact sections 75, 76, 79, 80, 96, 105, 106, 119 and 120 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by sections 189 of the Constitution, approved February 19, 1904.

By MR. WEAVER: A bill to amend and re-enact an act entitled an act to amend and re-enact section 437-a of chapter 23 of the Code of Virginia, relative to assessments of lands, lots and interests therein, and improvements thereon, as the same has been heretofore amended by chapter 319, Acts of 1906, approved February 19, 1910.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 609 of the Code of Virginia, in regard to penalties on treasurers for false lists, and to provide for a release of tax liens and liability of the treasurer in such cases.

By MR. WHITE of Rockbridge: A bill to provide for the permanent retirement from the land books of certain tracts or parcels of land which have been sold for delinquent taxes and purchased by the Commonwealth; to provide for the redemption of the same, and also to provide for the purchase of the same by any person at a fair cash value.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 5 of an act of the General Assembly, entitled An act to authorize and empower the county and corporation courts of the Commonwealth to suspend any treasurer of any county or city, etc., approved March 7, 1900, as amended by an act of the General Assembly, approved December 3, 1903.

By MR. LAND: A bill to amend and re-enact an act entitled an act to amend and re-enact sections 32 and 33 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, approved March 12, 1908.

By MR. CHALKLEY: A resolution in relation to the "back home" movement.



To the Committee on Schools and Colleges:

By MR. FITZHUGH: A bill to equalize salaries of male and female teachers in the public schools of Virginia.

To the Committee on Asylums and Prisons:

By MR. STEPHENSON of James City: A bill to prevent procreation by confirmed criminals, idiots, imbeciles and rapists.

To the Committee on Roads and Internal Navigation:

By MR. BOWMAN: A bill to amend and re-enact subsection 4 of section 1294-c of the Code of Virginia, concerning reasonable, proper and equal facilities for traffic.

By MR. THROCKMORTON: A bill to amend and re-enact section 45 of an act entitled An act concerning public service corporations, which became a law January 18, 1904, as heretofore amended.

By MR. THROCKMORTON: A bill to require every railroad or trolley line in this State which uses any public road or turnpike, or any part of the same, for the use of its track or tracks upon the order of the State Corporation Commission, to grade the public road or turnpike along the side of its track or tracks to the width of at least twenty feet, under the supervision of the State Highway Commissioner, and also to provide suitable exits for landowners along the road who have been interfered with by the placing of said track or tracks on said public road or turnpike.

To the Committee on Counties, Cities and Towns:

By MR. BELL: A bill to amend and re-enact an act approved March 14, 1908, entitled an act to authorize the supervisors of each county and the council of each city to make a special levy for the support and maintenance of maimed and disabled Confederate soldiers, or the needy and indigent widows of Confederate soldiers, in their respective counties, cities and towns.

By MR. BAIN: A bill to prohibit the carrying or transporting from any district, county, town or city within this State, when the sale of same is prohibited by law, of any beer, malt liquors, wine, cider or ardent spirits, or any mixture thereof, and prescribing the penalties for so doing.

By MR. WILLIAMS: A bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, relative to the powers and duties of the boards of supervisors of the several counties of the State, approved March 16, 1910.

By MR. JENNINGS: A bill to amend and re-enact section 4 of an

act approved March 12, 1908, to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections from 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and the public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties.

To the Joint Committee on Special, Private and Local Legislation:

By MR. MUSTARD: A bill to authorize the council of the town of Pocahontas to sell and convey the fee in a part of a certain street.

To the Committee on Privileges and Elections:

By MR. BAIN: A bill to provide for the collection of delinquent capitation taxes, and the manner of collecting and accounting for same.

To the Committee on General Laws:

By MR. MILSTEAD: A bill to provide for the regulation and supervision of investment companies and providing penalties for the violation thereof.

By MR. DANIEL: A bill to amend and re-enact an act entitled An act to authorize the judges of any court, police justice or justice of the peace in cities of forty thousand inhabitants or over to continue the case and admit to bail any person charged with being an habitual drunkard, with failing to support his wife or children, with being a vagrant or an idler able to work, and who is liable to become a charge upon the corporation, and to commit such person to the supervision of an officer to be known as a probation officer; to provide for the appointment and compensation of such probation officer, and to invest him with full police power while in the discharge of his duties.

By MR. PEYTON: A bill regulating marriages and the issuance of marriage licenses prohibiting marriage in certain cases, providing penalties for the violation of the provisions of this act.

To the Committee for Courts of Justice:

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3049 of the Code of Virginia, making provision as to when a judge fails or is unable to hold court and as to when he is incompetent or unable to perform the duties of his office, what judge may sit in a case or hold court.

By MR. OLIVER: A bill to restrict the use of the writ of fieri facias, garnishment and other process of judgment recovered upon claims bearing interest at a rate of not more than six per centum per annum on the hundred dollars.

By MR. MEETZE: A bill to amend and re-enact section 2920 of Code of Virginia, in reference to limitations of personal actions.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 3. House bill to amend and re-enact section 1 of chapter 58 of the Acts of 1889 and 1890, approved February 11, 1890, as amended by an act approved March 5, 1900, entitled an act to provide for the appointment of assistant commissioners of accounts and to define their duties and powers, was read at length a first time and ordered to be printed.

No. 1. House bill to authorize any city, town or county of this Commonwealth to use the waters of Lake Drummond for the purpose of a supply of water to itself or its inhabitants, and to acquire by purchase, condemnation or otherwise sufficient lands along the shores of said lake and water and water rights for the establishment of its water works, pumping stations and other necessary works, was read at length a third time and passed—ayes, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

AYES—Messrs. Baker, James M., Banks, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck Burt, Chalkley, Christian, Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wissler—76.

NOES—None.

MR. PARKER moved to reconsider the vote by which the bill was passed, which motion was rejected.

No. 4. House bill to amend and re-enact section 21 of the charter of the town of Lexington, approved April 28, 1874, to validate and confirm all bonds heretofore issued by the town, and to authorize the mayor and council of the town to issue bonds to the amount of \$75,000 for the purpose of supplying the town with water, was, on motion of MR. WHITE of Rockbridge, taken up out of its order on the calendar.

MR. WHITE of Rockbridge moved to dispense with the several readings and printing of the bill required by section 50 of the Constitution; which was agreed to—ayes, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

AYES—Messrs. Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Gregory, Harwood, Howerton, Ivey, Jennings, Kemper, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Ruthersford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wissler, Mr. Speaker—76.

NOES—None.

The bill was ordered to be engrossed. The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—ayes, 73; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

AYES—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Land, Love, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—73.

NOES—None.

MR. WHITE of Rockbridge moved to reconsider the vote by which the bill was passed; which was rejected.

On motion of MR. JENNINGS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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MONDAY, JANUARY 15, 1912.

Prayer by Rev. B. Lacey Hoge, of Immanuel Baptist Church.

On motion of Mr. Cox, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule No. 5. House bill to appropriate \$40,000 or so much of it that may be necessary for the purpose of paying to the several Confederate



pensioners on the rolls the ten per cent. deducted from their 1911 pensions, having been considered by the committee in session, was reported from the Committee on Finance.

The following House bills having been considered by the committee in session were reported from the Committee on Counties, Cities and Towns:

No. 6. House bill to amend sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties and creating an administrative board and defining their duties; 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled An act providing a charter for the city of Richmond, as heretofore amended.

No. 7. House bill to amend and re-enact section 1 of an act approved March 14, 1908, entitled an act to authorize supervisors of each county and the council of each city to make a specific levy for the support and maintenance of maimed and disabled Confederate soldiers or the needy and indigent widows of Confederate soldiers in their respective counties and cities.

MR. STEPHENSON of New Kent offered the following resolution:

Be it resolved by the House of Delegates, That a committee be appointed to ascertain the amount of premiums paid on insurance policies on the State property within the last five years, said committee to report in ten days; which was agreed to.

MR. BAKER of Chesterfield offered the following joint resolution:

Resolved by the House of Delegates (the Senate concurring), That Dr. Cyril C. Hopkins, dean of the agricultural department of the University of Illinois, who will be in this city in attendance upon the State Farmers' Institute meeting, be invited to address the members of the General Assembly of Virginia in the hall of the House of Delegates on Thursday evening, January 18, 1912, at 8 P. M., along agricultural lines; which was agreed to.

Ordered that MR. BAKER carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. WENDENBURG, who informed the House that the Senate had agreed to the resolution.

MR. TEMPLETON offered the following resolution:

Resolved by the House of Delegates, That the several institutions of learning receiving appropriations from the State, viz.:

Medical College of Virginia,

State Female Normal School at Farmville,

State Normal and Industrial School for Women at Harrisonburg,

State Normal and Industrial School for Women at Fredericksburg,

University of Virginia,

Virginia Military Institute,  
 Virginia School for the Deaf and Blind,  
 Virginia Agricultural and Mechanical College and Polytechnic Institute,  
 Virginia Normal and Industrial Institute,  
 William and Mary College,  
 State Normal and Industrial School for Women at Radford,  
 Laurel Reformatory,

be, and they are requested to report forthwith to this House the following facts:

1. The officers, professors and employees in their respective institutions, and the salary received by each.
2. The branches taught by each professor and the total time per day or week actually employed in teaching.

Which was agreed to.

On motion of MR. WEAVER, 500 copies of a bill amending and re-enacting section 437 of chapter 23, relating to assessments of land and lots, were ordered to be printed.

A message was received from the Senate, by MR. TUCKER, who informed the House that the Senate had passed House bill entitled An act to amend and re-enact section 21 of the charter of the town of Lexington, approved April 28, 1874; to validate and confirm all bonds heretofore issued by the town, and to authorize the mayor and the council of the town to issue bonds to the amount of \$75,000 for the purpose of supplying the town with water. No. 4.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. CHALKLEY: A bill to amend and re-enact an act entitled An act to amend and re-enact section 31 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, approved March 11, 1908, approved March 10, 1910.

By MR. BOWMAN: A bill to amend and re-enact an act entitled An act to amend and re-enact section 10 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved March 16, 1903, as amended by an act approved February 19, 1904, approved January 21, 1908.

By MR. KEMPER: A bill to segregate taxation in Virginia.

By MR. RICHARDSON: A bill to revise the pension rolls of the Commonwealth.

To the Committee on Schools and Colleges:

By MR. TATE: A bill to amend and re-enact section 1582, chapter 69, of the Code of Virginia, relating to State cadets in the Virginia Military Institute.

To the Committee on Asylums and Prisons:

By MR. STEPHENSON of James City county: A bill to establish on the farm of the Virginia State Epileptic Colony the Virginia colony for the feeble-minded and to provide for the commitment of feeble-minded persons to such colony.

To the Committee for Courts of Justice:

By MESSRS. MONCURE and COLEMAN of Spotsylvania: A bill to amend and re-enact section 3062 of the Code of Virginia, so as to give to the circuit courts of the State jurisdiction at any special terms of said courts to hear and determine all controversies at law or in chancery already matured, whether they were pending or matured at the preceding term or not.

By MR. WHITE of Rockbridge: A bill to provide that the fees of sheriffs and constables for summoning witnesses shall be the same as those for serving a process.

By MR. MONTAGUE: A bill to amend and re-enact section 3680 of the Code of Virginia, relating to rape, so as to provide for protection of female children who are inmates of orphan asylums, or who are wards of or in the care or custody of societies or institutions for the protection of homeless, indigent and dependent children.

To the Committee on Public Property:

By MR. WHITE of Rockbridge: A bill to provide for and authorize the exchange of certain property owned by the State of Virginia, known as the Soldiers' Home property, for certain property owned by the city of Richmond, known as Ford's Hotel block, for the purpose of erecting a permanent fireproof building for the State Library.

To the Joint Committee on Special, Private and Local Legislation:

By MR. FLANAGAN: A bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same.

By MR. GRANT: A bill to amend and re-enact an act of the General Assembly of Virginia, approved January 30, 1900, as amended and re-enacted by an act approved March 10, 1910, in regard to prohibiting the killing of fish in Clinch river, in the county of Russell, with dynamite or other explosives and poisons, and to provide a punishment therefor.

By MR. RUTHERFOORD: A bill to authorize and direct work on the public roads of Goochland county, by convicts at the State farm, now located in Goochland county, and by other convicts, and upon other public highways of the State.

By MR. RALSTON: A bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same.

By MR. MONTAGUE: A bill for the relief of W. J. Whitehurst.

By MR. BANKS: A bill providing for the participating of the State of Virginia in the Panama-Pacific Exposition, at San Francisco, California, in the year 1915.

By MR. GREGORY: A bill to remove the obstructions across and in Sandy creek, between the old ford in Halifax county below the bridge across said creek at Henry's Mill and the source of said stream in Pittsylvania.

To the Committee on Privileges and Elections:

By MR. MONTAGUE: A bill to make it a misdemeanor to lend, advance or furnish money, knowing that the same is to be used for the payment of the poll tax of another person, and to provide punishment therefor.

To the Committee on Counties, Cities and Towns:

By MR. MONTAGUE: A bill to amend and re-enact section 819 of the Code of Virginia, in relation to where county, city and district officers shall reside, as amended by Acts 1878-1879, page 318, and 1902-1903-1904, pages 535, 654.

By MR. HOWERTON: A bill to amend and re-enact section 2 of chapter 336 of the Acts of 1908, entitled An act to provide for submitting the question of the removal of the courthouse of any county to the qualified voters of such county, and in the event such removal is voted, to authorize the board of supervisors to acquire necessary land and erect buildings, and to empower councils of towns, when authorized by the vote of the people of such town, to issue bonds, the money derived from the sale of which may be donated as an inducement for the location of the county courthouse.

By MR. BUCK and MR. ROBERTS of Washington: A bill to amend and re-enact an act approved February 26, 1910, entitled an act to amend and re-enact section 525 of the Code of Virginia, as heretofore amended.



To the Committee on General Laws:

By MR. COLEMAN of Spotsylvania: A bill to amend and re-enact section 2070-h of the Code of Virginia, relative to the appointment of game wardens so as to provide two for each magisterial district of the counties of the State, whose jurisdiction shall be confined to their several magisterial districts.

By MR. NORRIS: A bill to amend and re-enact subsections 1 and 2 of section 2070-c of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc.

By MR. WATTS: A bill to amend and re-enact section 11 of chapter 111 of an act entitled An act concerning corporations, which became a law May 21, 1903.

By MR. BANKS: A bill to amend section 2844 of the Code of Virginia, in relation to public holidays.

By MR. MONTAGUE: A bill to define and regulate the practice of optometry, to provide for the establishment of a board of examiners in optometry, to provide for the examination of practitioners of optometry and registration of practitioners, to provide a penalty for a violation of the act, and for other purposes.

By MR. COLEMAN of Spotsylvania and MR. EVANS: A bill to amend and re-enact subsection 2 of section 2070-a of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908.

By MR. WATTS: A bill to require public service corporations heretofore or hereafter incorporated under the laws of Virginia and doing the business of general electric lighting and power companies, to furnish any person along their lines with electric lights and power at reasonable rates and uniform charges, and to provide for the enforcement of said duty.

By MR. BOWMAN: A bill to create a State department of game, appointment of commissioner, special wardens, etc., defining power and duties and providing revenue to support the same.

By MR. NORRIS: A bill to limit time and manner of taking certain game in this State.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

No. 5. House bill to appropriate \$40,000, or so much of it as may be necessary, for the purpose of paying to the several Confederate pensioners on the rolls the ten per cent. deducted from their 1911 pensions.

No. 6. House bill to amend sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties; 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended.

No. 7. House bill to amend and re-enact section 1 of an act approved March 14, 1908, entitled an act to authorize supervisors of each county and the council of each city to make a special levy for the support and maintenance of maimed and disabled Confederate soldiers or the needy and indigent widows of Confederate soldiers in their respective counties and cities.

No. 3. House bill to amend and re-enact section 1 of chapter 58 of the Acts of 1889 and 1890, approved February 11, 1890, as amended by an act approved March 5, 1900, entitled an act to provide for the appointment of assistant commissioners of accounts, and to define their duties and powers, having been printed was read at length a second time and ordered to be engrossed.

On motion of Mr. Cox, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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TUESDAY, JANUARY 16, 1912.

Prayer by Rev. B. Lacy Hoge, of Immanuel Baptist Church.

On motion of Mr. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

The following House bills having been considered by the committee in session were reported from the Committee on Counties, Cities and Towns:

No. 8. House bill to amend and re-enact an act approved February 26, 1910, entitled an act to amend and re-enact section 525 of the Code of Virginia, as heretofore amended.

No. 9. House bill to amend and re-enact an act entitled an act to organize county and city boards of poor commissioners and requiring report from said boards, approved March 14, 1910.

No. 10. House bill to amend and re-enact section 1014-a of the Code of Virginia, entitled "extension of the corporate limits of cities and towns," approved March 10, 1904, by adding a separate paragraph numbered 3½ to said section of 1014-a, authorizing the district school board of any district of any county, wherein any part of any district of said county is annexed to any city, and compensation to any county for any schoolhouse or schoolhouses in said district has been allowed in the order of annexation, be authorized to use the compensation so allowed for acquiring lands for public school buildings and the erection and equipment of other school buildings in said district.

The following House bills having been considered by the committee in session were reported from the Committee on General Laws:

No. 11. House bill to amend and re-enact the act in effect February 17, 1900, regulating the transportation of bodies dead of contagious or infectious diseases.

No. 12. House bill to amend and re-enact section 1778, chapter 80, of the Code of Virginia, relative to the notification and delivery of bodies.

No. 13. House bill to prohibit gambling, with a recommendation that it do not pass.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 14. House bill providing for remedy by motion after thirty days' notice for any tort; when notice to be returned to clerk's office; provision to prevent discontinuance of the motion.

No. 15. House bill to amend and re-enact section 824 of the Code of Virginia, relating to the approval of title to real estate for public uses.

No. 16. House bill to restrict the use of the writ of fieri facias, garnishment and other process to judgments recovered upon claims bearing interest at a rate of not more than six per centum per annum.

No. 17. House bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled "when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk," as amended by an act approved March 16, 1910.

No. 18. House bill to amend and re-enact section 3211 of Pollard's Code of Virginia of 1904, entitled "remedy by motion after

fifteen days' notice on contract generally, when notice to be returned to clerk's office; provision to prevent discontinuance of motion.

No. 19. House bill to amend and re-enact section 2269 of the Code of Virginia, so as to entitle the widow to dower in the proceeds of the sale of lands sold to satisfy a lien, but to be payable out of surplus.

House bill to authorize the council of the town of Pocahontas to sell and convey in fee in a part of a certain street, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to appropriate certain sums of money from the Virginia State treasury in aid of duly organized Confederate memorial associations of this State having in charge and that expend such money upon cemeteries containing the graves of Confederate soldiers or sailors, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to amend chapter 412, Acts 1887 and 1888, entitled an act to incorporate the town of Estillville (now Gate City), in the county of Scott, approved March 5, 1888, as amended by an act approved March 1, 1892, as amended by an act approved February 9, 1898, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.



House bill to authorize the school board of Western Branch Magisterial District No. 1, of the county of Norfolk, to borrow \$81,600 for the purpose of refunding bonds issued by authority of acts of the General Assembly, approved February 16, 1901, March 8, 1906, February 8, 1908, March 12, 1908, and March 4, 1910, and also an additional \$20,000 for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$101,600 in amount, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Schools and Colleges.

House bill to authorize the school board of Washington Magisterial District, No. 5, of the county of Norfolk, to borrow money for the purpose of school improvements in the said district, and to issue bonds therefor not exceeding \$20,000 in amount, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Schools and Colleges.

MR. COX offered the following resolution:

Resolved, That the Clerk of the House of Delegates be instructed to purchase for the use of the committees of the House six volumes of Volume 3 of Pollard's Code, the same to be paid for out of the contingent fund of the House; which was agreed to.

THE SPEAKER laid before the House the following communications from the Governor:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., January 13, 1912.

*To the General Assembly:*

I beg leave to inform the General Assembly that on August 1, 1910, I appointed Hon. Claude Augustus Swanson as Senator of the United States for Virginia, to fill the vacancy occasioned by the death of Hon. John Warwick Daniel, for the term which expires on the 3d of March, 1911.

On February 28, 1911, Claude Augustus Swanson was duly appointed by the Governor of Virginia a Senator from said State to represent said State in the Senate of the United States until the next meeting of the legislature of this State.

Respectfully,

WILLIAM HODGES MANN,  
*Governor.*

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., *January 13, 1912.*

*To the General Assembly:*

I desire to inform the General Assembly that I have this day appointed William D. Saunders, of Franklin county, Dairy and Food Commissioner for the term of four years from January 31, 1912, and respectfully request the confirmation of same by the General Assembly.

Respectfully,

WILLIAM HODGES MANN,  
*Governor.*

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., *January 13, 1912.*

*To the General Assembly:*

I beg leave to inform the General Assembly that I have this day appointed Hon. J. Richard Wingfield, of Albemarle county, a member of the State Corporation Commission for the term of six years, commencing February 1, 1912, and I respectfully request the confirmation of same.

Respectfully,

WILLIAM HODGES MANN,  
*Governor.*

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., *January 13, 1912.*

*To the General Assembly:*

I beg leave to inform the General Assembly that I have this day received the resignation of Hon. Henry W. Holt as judge of the corporation court of the city of Staunton, to take effect February 1, 1912, and that the same has been accepted by me.

Respectfully,

WILLIAM HODGES MANN,  
*Governor.*

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
*January 15, 1912.*

*To the General Assembly of Virginia:*

For the information of the Assembly, I transmit herewith certain communications from the heads of the various State institutions relative to their needs for the fiscal year 1912-13 and 1913-14.

Cognizant of the many duties devolving upon the Senate and the House, and in a desire to secure in advance any information that might lighten the labors of your honorable body, I requested the officers in charge of the various institutions of learning, the hospitals and the special boards, to forward statements showing their actual needs for betterments, for maintenance and for miscellaneous purposes. I impressed upon those to whom I wrote, the importance of conservative statements and assured them that the necessity for economy would preclude unusual expenditures at this time.

These statements I now forward and trust this information will enable the Assembly to justly gauge the needs of our public institutions and will facilitate their efforts to make provisions therefor.

WILLIAM HODGES MANN,  
*Governor.*

Printed as Senate Document No. 1.

## COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

January 15, 1912.

*To the General Assembly of Virginia:*

Shortly after my inauguration as Governor of Virginia, the board of directors of the Virginia Penitentiary took up with me the consideration of the Davis Shoe Company contract with the State of Virginia, and conferences were had with the representatives of the company in reference to a renewal of the contract. After going very carefully into the matter and discussing it from every possible standpoint, the board agreed with me that it would not be advisable to renew the contract with the Davis Shoe Company, and many months ago the company was duly informed of this conclusion. The board thought it would be wise to advertise for bids for the hire of convicts, which, when received, were, according to the terms of the advertisement, to be submitted to the General Assembly for such action as it should think proper to take.

This morning the bids were handed me and are herewith forwarded. I trust that it may be the pleasure of the General Assembly to consider the recommendations of my message of Friday, the 12th of January, in connection with these bids, and reach a conclusion which I am sure will be for the best interest of the State.

WILLIAM HODGES MANN,  
Governor.

Printed as Senate Document No. 2.

A message was received from the Senate, by MR. FLETCHER, who informed the House that the Senate had agreed to the following joint resolution:

Be it resolved by the Senate (the House concurring), That members of the General Assembly, in proposing bills that amend any existing law underscore the proposed amendment, and that the Public Printer be, and is hereby, instructed to print in italics such parts of the bills as are underscored.

In which they request the concurrence of the House.

The joint resolution was agreed to.

Ordered that Mr. Cox inform the Senate that the House had agreed to the joint resolution.

MR. WILLEROY moved to discharge the Committee on General Laws from the further consideration of House bill for the protection of wild turkeys, pheasants, grouse, quail, partridges, hares (or rabbits) and squirrels; which was agreed to—yeas, 60; nays, 16.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bargamin, Bowman, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Houston, Kemper, Kent, Kinsey, Land, Martin, Massie, Meetze, Moncure, Mustard, Oliver, Page, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tate, Taylor, Templeton, Terrell, Throck-

morton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., Willeroy—60.

NAYS—Messrs. Bain, Banks, Bell, Borden, Brewer, Browning, Evans, Howerton, Jennings, Jordan, Lunsford, Malbon, Moseley, Peek, Rutherford, Wise, Wissler—16.

The bill, No. 20, was placed on the calendar.

On motion of MR. HOWARD, leave of absence was granted MR. UTZ for one week.

The following were presented and referred under Rule 37:

To the Committee on Schools and Colleges:

By MR. BYRD: A bill to require the State Board of Education to extend the present school book adopted and to give reasons for changes in books.

To the Committee on Finance:

By MR. STEPHENSON of Bath: A bill to extend the time for collecting taxes accounted for by the city and county treasurers and not returned delinquent.

By MR. BROWN of Westmoreland: A joint resolution providing for the appointment of a joint committee of the Senate and the House of Delegates to confer with a like committee on the part of the General Assembly of Maryland to settle questions of jurisdiction or doubt as to the boundary line between Maryland and Virginia.

By MR. TATE: A bill to amend and re-enact subsection fourth and fifth of section 184 of the Code of Virginia, as amended and re-enacted by an act approved January 24, 1908, entitled an act to amend and re-enact subsections fourth, fifth, sixth, seventh, eighth and ninth of section 184 of the Code of Virginia, as amended by an act entitled An act to amend and re-enact subsection 184, concerning the salary of members and officers of the General Assembly, approved March 6, 1900, and as amended by an act entitled an act to amend and re-enact title eight of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903.

By MR. MUSTARD: A bill to increase the pensions of Confederate veterans and their widows, and defining who shall be entitled thereto.

By MR. MILSTEAD: A bill to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910.

To the Committee on Counties, Cities and Towns:

By MR. BREWER: A bill to provide for the sale of ardent spirits by licensed pharmacists upon physicians' prescriptions, to be used for



medicinal purposes only; and to ministers of the gospel for religious or sacramental purposes, and to bacteriologists for mechanical or scientific purposes.

By MR. BREWER: A bill to amend and re-enact section 1041-a of the Code of Virginia, as heretofore amended.

To the Committee for Courts of Justice:

By MR. CHALKLEY: A bill to prescribe the order in which testimony shall be taken and introduced in any trial action or suit in the circuit and corporation courts.

By MESSRS. WATTS and COLEMAN of Norfolk city:

A bill to amend and re-enact an act entitled an act to amend and re-enact section 3680 of the Code of Virginia, in reference to rape and its punishment, approved March 3, 1896.

By MR. COX: A bill to validate acknowledgments to deeds heretofore made and certified by officers having authority to make such acknowledgments in the State wherein they reside.

By MR. CHALKLEY: A bill to provide for the indexing of deeds and other records, to legerize general index books.

By MR. WHITE of Rockbridge: A bill to prevent judgment being set aside for technical errors.

By MR. WHITE of Rockbridge: A bill to regulate and define the liability of common carriers for injuries to their employees from negligence.

By MR. STEBBINS: A bill to amend and re-enact section 10 of chapter 8 of an act of the General Assembly of Virginia, approved January 18, 1904, entitled an act concerning public service corporations.

To the Joint Committee on Special, Private and Local Legislation:

By MR. ROLSTON: A bill to amend and re-enact an act approved February 7, 1835, providing a charter for the town of Bridgewater, as amended by an act approved March 3, 1884, and as amended by an act approved August 26, 1884, and as further amended by an act approved February 16, 1901, and all other acts heretofore passed amendatory of said charter.

By MR. MONCURE: A bill to make an appropriation for the erection of a monument in or near the city of Alexandria, Va., to the memory of George Washington and Robert E. Lee.

By MR. BELL: A bill to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and

as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910.

By MR. COX: A bill to compensate Benjamin W. Andrews for services as guide to the capitol during the years 1910 and 1911.

By MR. STEBBINS: A bill to amend and re-enact section 11 of an act approved January 30, 1888, entitled an act to amend and re-enact an act entitled an act to incorporate the town of South Boston, in the county of Halifax.

To the Committee on Asylums and Prisons:

By MR. BANKS: A bill providing for the establishment of a prison farm in each congressional district, and for the working of convicts upon the roads and highways of the State, and for the regulation and supervision thereof.

To the Committee on General Laws:

By MR. BREWER: A bill prohibiting boating, fishing, hunting and gunning in or on the waters of any lake, pond or reservoir used as or in connection with the public water supply of any city or town in this Commonwealth without the consent of the city or town or water supply company owning such lake, pond or reservoir, or entitled to use the waters of the same in connection with its water supply, and providing the penalties for the violation of the same.

By MR. BREWER: A bill to amend and re-enact section 2197 of the Code of Virginia, as heretofore amended.

By MESSRS. WILLIAMS and SPESSARD: A bill to amend and re-enact section 1103-b of the Code of Virginia, to enable certain mining and manufacturing corporations of other States or countries to conduct operations in this State.

By MR. WILLEROY: A bill for the protection of wild turkeys, pheasants, geese, quail, partridges, hares (or rabbits) and squirrels.

To the Committee on Insurance and Banking:

By MR. SMITH: A bill to require any fire insurance company doing business in Virginia to pay the full value of the policy in case of a loss by fire.

To the Committee on Chesapeake and Its Tributaries:

By MR. COLEMAN of Norfolk city: A bill to amend and re-enact subsections 6, 7 and 10 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved March 14, 1910, and entitled an act to amend and re-enact section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February

18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act; sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903; an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888; an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900; an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894.

The morning hour having expired, the House proceeded to the business on the calendar.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bill which had been passed by both houses and duly enrolled, the title of said bill having been publicly read:

No. 4. House bill to amend and re-enact section 21 of the charter of the town of Lexington, approved April 28, 1874; to validate and confirm all bonds heretofore issued by the town, and to authorize the mayor and the council of the town to issue bonds to the amount of \$75,000 for the purpose of supplying the town with water.

The following House bills were read at length a first time and ordered to be printed:

No. 8. House bill to amend and re-enact an act approved February 26, 1910, entitled an act to amend and re-enact section 525 of the Code of Virginia, as heretofore amended.

No. 9. House bill to amend and re-enact an act entitled an act to organize county and city boards of poor commissioners and requiring reports from said boards, approved March 14, 1910.

No. 10. House bill to amend and re-enact section 1014-a of the Code of Virginia, entitled "extension of the corporate limits of cities and towns," approved March 10, 1904, by adding a separate paragraph, numbered 3½, to said section of 1014-a, authorizing the district school board of any district of any county, wherein any part of any district of said county is annexed to any city, and compensation to any county for any schoolhouse or schoolhouses in said district has

been allowed in the order of annexation, be authorized to use the compensation so allowed for acquiring lands for public school buildings and the erection and equipment of other school buildings in said district.

No. 11. House bill to amend and re-enact the act in effect February 17, 1900, regulating the transportation of bodies dead of contagious or infectious diseases.

No. 12. House bill to amend and re-enact section 1778, chapter 80, of the Code of Virginia, relative to the notification and delivery of bodies.

No. 13. House bill to prohibit gambling.

No. 14. House bill providing for remedy by motion after thirty days' notice for any tort; when notice to be returned to clerk's office; provision to prevent discontinuance of the motion.

No. 15. House bill to amend and re-enact section 824 of the Code of Virginia, relating to the approval of title to real estate for public uses.

No. 16. House bill to restrict the use of the writ of fieri facias, garnishment and other process to judgments recovered upon claims bearing interest at a rate of not more than six per centum per annum.

No. 17. House bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled "when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk, as amended by an act approved March 16, 1910.

No. 18. House bill to amend and re-enact section 3211 of Pollard's Code of Virginia of 1904, entitled "remedy by motion after fifteen days' notice on contract generally; when notice to be returned to clerk's office; provision to prevent discontinuance of motion."

No. 19. House bill to amend and re-enact section 2269 of the Code of Virginia, so as to entitle the widow to dower in the proceeds of the sale of lands sold to satisfy a lien, but to be payable out of surplus.

No. 20. House bill for the protection of wild turkeys, pheasants, grouse, quail, partridges, hares (or rabbits) and squirrels.

No. 3. House bill to amend and re-enact section 1 of chapter 58 of the Acts of 1889 and 1890, approved February 11, 1890, as amended by an act approved March 5, 1900, entitled an act to provide for the appointment of assistant commissioners of accounts and to define their duties and powers, was read at length a third time and passed—yeas, 84; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Bain, Baker, Jas. M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalk,



ley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Tate, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—84.

NAYS—None.

The following House bills having been printed, were read at length a second time and ordered to be engrossed :

No. 5. House bill to appropriate \$40,000, or so much thereof as may be necessary, for the purpose of paying to the several Confederate pensioners on the rolls the ten per cent. deducted from their 1911 pensions.

No. 6. House bill to amend sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties, 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended.

No. 7. House bill to amend and re-enact an act approved March 14, 1908, entitled an act to authorize the supervisor of each county and the council of each city to make a special levy for the support and maintenance of maimed and disabled Confederate soldiers, or the needy and indigent widows of Confederate soldiers in their respective counties and cities.

No. 5. House bill to appropriate \$40,000, or so much thereof as may be necessary, for the purpose of paying to the several Confederate pensioners on the rolls the ten per cent. deducted from their 1911 pensions, was, on motion of MR. WEAVER, taken up out of its order on the calendar.

MR. WEAVER moved to dispense with the further readings of the bill as required by section 50 of the Constitution; which was agreed to—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts,

Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

The bill was ordered to be engrossed. The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 95; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gillam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—95.

NAYS—None.

No. 6. House bill to amend sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties and creating an administrative board and defining their duties, 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended, was, on motion of Mr. Cox, taken up out of its order on the calendar.

MR. COX moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 87; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John A., Willeroy, Williams, Wise, Wissler—87.

NAYS—None.

The bill was ordered to be engrossed. The bill being presently

engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 91; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—91.

**NAYS**—None.

No. 7. House bill to amend and re-enact an act approved March 14, 1908, entitled an act to authorize the supervisors of each county and the council of each city to make a special levy for the support and maintenance of maimed and disabled Confederate soldiers, or the needy and indigent widows of Confederate soldiers in their respective counties and cities, was, on motion of MR. BELL, taken up out of its order on the calendar.

MR. BELL moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 70; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Baker, W. W., Bell, Borden, Brewer, Brown, Thos., Browning, Buck, Chalkley, Christian, Coleman, C. R., Cox, Curtis, Daniel, Earman, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Houston, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Love, Malbon, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Peek, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—70.

**NAYS**—None.

The bill was ordered to be engrossed. The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure,

Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Ruthersford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—88.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 3, 5, 6 and 7, House bills, were passed were rejected.

On motion of MR. Cox, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

WEDNESDAY, JANUARY 17, 1912.

Prayer by Rev. B. Lacy Hoge, of Immanuel Baptist Church.

On motion of MR. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

The following House bills having been considered by the committee in session, were reported from the Committee on Schools and Colleges:

No. 21. House bill to authorize the school board of Western Branch Magisterial District, No. 1, of the county of Norfolk, to borrow \$81,600 for the purpose of refunding bonds issued by authority of Acts of the General Assembly approved February 16, 1901, March 8, 1906, February 8, 1908, March 12, 1908, March 4, 1910, and also an additional \$20,000 for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$101,600 in amount.

No. 22. House bill to authorize the school board of Washington Magisterial District, No. 5, of the county of Norfolk, to borrow money for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$20,000 in amount.

No. 23. House bill to amend and re-enact an act to provide for instruction in agriculture, domestic arts and sciences and manual training in public high schools, approved March 16, 1910.

The following House bills having been considered by the committee in session, were reported from the Committee on Finance:

No. 24. House bill to appropriate certain sums of money from the Virginia State treasury in aid of duly organized Confederate



morial associations of this State, having in charge and that expend such money upon cemeteries containing the graves of Confederate soldiers or sailors.

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State Accountant, and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910.

House resolution in relation to the State seal and flag, having been considered by the committee in session, was reported from the Committee on Library.

MR. JORDAN offered the following resolution:

Resolved, That 1,000 copies of the bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors and to declare the effect of the result of such election, be printed; which was agreed to.

MR. WEAVER offered the following resolution:

Resolved, That the Auditor of Public Accounts forthwith report to the House what, if any, taxes are now assessed against and paid by companies, corporations or persons owning or operating water power within this State and the names of the several companies, corporations or persons owning or operating the same; which was agreed to.

On motion of MR. HOUSTON, 500 copies each of the following bills were ordered to be printed:

A bill to repeal section 2146 of the Code of Virginia.

A bill to prohibit the catching of fish in certain waters to be converted into fertilizer or oil.

A bill to amend and re-enact subsection 10 of section 2153 of the Code.

A bill to amend and re-enact subsections 6, 7 and 10 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved March 14, 1910, etc.

A message was received from the Senate, by MR. ECHOLS, who informed the House that the Senate had agreed to the following joint resolution:

Resolved by the Senate (the House of Delegates concurring), That the two houses proceed on Tuesday, the 23d instant, at 1 o'clock P. M., to elect a Senator to the Congress of the United States, according to the provisions of the act of Congress in relation to the election of Senators to the Congress of the United States for the term of six

years, commencing on March 4, 1913, and to the election of a Senator to the Congress of the United States to fill the vacancy caused by the death of the Hon. John Warwick Daniel, and that the rules for the government of the Senate and House of Delegates, when convened in joint assembly for the election of Senators in the Congress of the United States be as follows:

1. At the hour of 12 o'clock, meridian, on Wednesday, the 24th instant, the hour fixed by law for the meeting of the joint assembly, the Senators, accompanied by THE PRESIDENT of the Senate and the Clerk of the Senate, shall proceed to the hall of the House of Delegates and shall be received by the Delegates standing. THE SPEAKER shall vacate the chair, which shall be taken by THE PRESIDENT of the Senate; appropriate seats shall be assigned to the Senators by the Sergeant-at-Arms of the House.

2. THE PRESIDENT of the Senate shall be President of the joint assembly; in case it shall be necessary for him to vacate the chair, his place shall be taken by THE SPEAKER of the House, or in his absence, by such member of the joint assembly as the President may designate.

3. The Clerk of the House shall be Clerk of the joint assembly, and shall be assisted by the Clerk of the Senate. He shall enter the proceedings of the joint assembly in the Journal of the House, and shall certify the same to the Clerk of the Senate, who shall also enter them on the Journal of the Senate.

4. The Sergeant-at-Arms, Doorkeepers and pages of the House shall act as such for the joint assembly.

5. The rules of the House of Delegates, as far as applicable shall be the rules of the joint assembly.

6. When the joint assembly first meets, as provided for by the acts of Congress, the Journal of the Senate and the House of Delegates for the preceding day shall be read. If, when the Journal shall be read, it shall appear that the same person shall have received a majority of the votes in each house for Senator for the term for which nominated and voted for, the results shall be declared by the President.

7. If no person shall have received a majority in each house for the respective terms, the joint assembly shall then proceed to vote viva voce for a Senator, as provided by the act of Congress, and no motion for adjournment shall be in order (on any day) until at least one vote shall have been taken.

8. In calling the roll of the joint assembly the names of the Senators shall be called first in alphabetical order, and then the names of the Delegates in like order, except that the name of THE SPEAKER of the House shall be called last.

9. When the election shall be made as required, the joint assem-

bly shall adjourn sine die, the result shall be certified by the President and the Clerk of the joint assembly to the Governor.

10. If no election shall be made the joint assembly, when it adjourn, shall adjourn to meet at 12 o'clock, meridian, on the succeeding day.

11. If, when the joint assembly meets, it shall be ascertained that a majority of each house is not present, the joint assembly may take measures to secure the attendance of absentees, or adjourn until the succeeding day, as the majority of them may determine.

12. When the joint assembly adjourns, the Senators, accompanied by THE PRESIDENT and Clerk of the Senate, shall return to their chamber, THE SPEAKER of the House shall resume the chair and the business of the House shall be proceeded with in the same order as when it was interrupted by the entrance of the Senators.

In which they request the concurrence of the House.

THE SPEAKER laid the joint resolution before the House.

On motion of MR. WILLIAMS of Giles, the joint resolution was agreed to.

Ordered that MR. WILLIAMS of Giles inform the Senate that the House had agreed to the joint resolution.

A message was received from the Senate, by MR. HOLT, who informed the House that the Senate had agreed to the following joint resolution:

1. Resolved by the Senate (the House of Delegates concurring), That the present contract for hire of convicts should not be renewed.

2. Resolved, further, That the Committee on Roads of both Senate and House of Delegates shall meet at once jointly and commence the consideration of the message of the Governor recommending the employment of convicts as far as practicable on the public roads of the Commonwealth.

In which they request the concurrence of the House.

The joint resolution was referred to the Committee on Asylums and Prisons.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. BOWMAN: A bill to amend and re-enact an act approved March 16, 1910, entitled An act to amend and re-enact an act approved March 17, 1906, entitled an act to amend and re-enact section 27 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended and re-enacted.

By MESSRS. ADAMS, CLARKE, LOVE and IVEY: A bill for the purchase or lease of limestone and limeshell quarries or mounds, and for the grinding of limestone or shell lime by the convicts of the State for agricultural and road purposes, and to provide means therefor.

By MR. COX: A bill to amend and re-enact section 632 of the Code.

By MESSRS. WEAVER and HOUSTON: A bill to amend and re-enact section 2 of an act entitled An act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903.

To the Committee on Schools and Colleges:

By MR. WHITE of Rockbridge: A bill to provide that when women are employed as public school teachers they shall receive the same pay that men receive for similar services.

To the Joint Committee on Special, Private and Local Legislation:

By MR. MOORE: A bill to amend and re-enact section 11 of chapter 56 of the Acts of the Assembly of 1910, approved February 26, 1910, entitled an act to provide a new charter for the town of Wytheville, and to repeal its present charter.

By MR. BURT: A bill to amend and re-enact subsection 2 of section 2070-a and section 2079 of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled An act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, and as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as far as the same applies to the counties of Surry and Prince George, and making carrying a gun under certain conditions a misdemeanor.

By MR. GRANT: A bill to prevent cattle, horses, sheep or hogs at large upon the macadamized and graded roads in Russell county.

To the Committee on Insurance and Banking:

By MR. MONTAGUE: A bill to provide for the incorporation of trust companies and defining their powers, to regulate the business of all such corporations doing a trust or banking business in this State, and requiring examinations to be made of trust companies as required by law to be made of banks.



To the Committee on General Laws:

By Mr. Cox: A bill to amend and re-enact section 4 of chapter 4 of an act entitled An act concerning corporations, which became a law May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled An act to amend section 4 of chapter 4 of an act concerning corporations. (Supplement 1910, Pollard's Code, section 1105-d (4), page 154.)

By Mr. Cox: A bill to amend and re-enact section 10 of chapter 21 of an act entitled an act concerning corporations, which became a law May 21, 1903, with reference to the decrease of outstanding capital stock.

By MESSRS. COLEMAN and MOSELEY: A bill to amend and re-enact section 2070-b of the Code of Virginia, relative to the appointment as game wardens so as to provide one for each voting precinct of the several counties of the State, whose jurisdiction shall be confined to their several magisterial districts.

By Mr. RICHARDSON: A bill to amend section 2070-c of the game law of the Commonwealth.

To the Committee for Courts of Justice:

By Mr. WHITE of Albemarle: A bill to require clerks of the Supreme Court of Appeals, at its various places of session, to mail to the law librarian of the University of Virginia copies of all printed briefs and records filed in said courts.

By Mr. BURT: A bill to establish the status as evidence of certificates of protest of negotiable instruments.

To the Committee on Privileges and Elections:

By MESSRS. JORDAN and BYRD: A bill to amend and re-enact section 78 of the Code of Virginia of 1887, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 19, 1906, entitled An act to amend and re-enact section 78 of the Code of Virginia of 1887, as amended and re-enacted by an act of the General Assembly of Virginia, approved December 8, 1903, entitled an act to repeal sections 63 and 66 and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75 and 79, 80 and 85, as amended by an act approved May 26, 1903, of chapter 8 of the Code of Virginia, in relation to duties of registrars; their pay.

By MESSRS. JORDAN and BYRD: A bill to amend and re-enact an act entitled An act to provide an appeal to any person denied registration approved November 28, 1903 (Code, 83-a), so as to provide an appeal to any person whose name is stricken from the registration book.

By MESSRS. JORDAN and BYRD: A bill to amend and re-enact sec-

tions 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 7, 1906, as amended and re-enacted by an act approved February 9, 1910, in relation to the reapportionment of representation in the General Assembly.

By MESSRS. JORDAN and BYRD: A bill to amend and re-enact section 73 of an act entitled an act to repeal sections 63 and 66, and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75, 78, 79, 80 and 85, as amended by an act approved May 26, 1903, of chapter 8 of the Code of Virginia, approved December 8, 1903, in reference to the registration of voters. (Code, 1904, section 73.)

By MESSRS. JORDAN and BYRD: A bill to amend and re-enact section 86 of the Code of 1887.

To the Committee on Counties, Cities and Towns:

By MR. MONCURE: A bill to vest in boards of supervisors of counties having a population greater than 300 inhabitants to the square mile, as shown by United States census, the same powers and authority now vested or hereafter conferred upon common councils of cities and towns.

By MR. COLEMAN of Spotsylvania: A bill to empower the boards of supervisors of the several counties of the State, in their discretion, to levy a tax upon the owners of all automobiles or other vehicles, the motive power of which is other than animal power, operating in their respective counties, for the purpose of improving the public roads of said counties.

The morning hour having expired the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

No. 21. House bill to authorize the school board of Western Branch Magisterial District No. 1, of the county of Norfolk, to borrow \$81,600 for the purpose of refunding bonds issued by authority of acts of the General Assembly, approved February 16, 1901, March 8, 1906, February 8, 1908, March 12, 1908, and March 4, 1910, and also an additional \$20,000 for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$101,600 in amount.

No. 22. House bill to authorize the school board of Washington Magisterial District, No. 5, of the county of Norfolk, to borrow money for the purpose of school improvements in said district, and to issue bonds therefor, not exceeding \$20,000 in amount.

No. 23. House bill to amend and re-enact an act to provide for instruction in agriculture, domestic arts and sciences and manual training in public high schools, approved March 16, 1910.

No. 24. House bill to appropriate certain sums of money from the Virginia State treasury in aid of duly organized Confederate memorial associations of this State having in charge and that expend such money upon cemeteries containing the graves of Confederate soldiers or sailors.

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State Accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910.

The following House bills having been printed, were read at length a second time and ordered to be engrossed :

No. 9. House bill to amend and re-enact An act entitled an act to organize county and city boards of poor commissioners, and requiring reports from said boards, approved March 14, 1910.

No. 10. House bill to amend and re-enact section 1014-a of the Code of Virginia, entitled "extension of the corporate limits of cities and towns," approved March 10, 1904, by adding a separate paragraph numbered 3½ to said section 1014-a, authorizing the district school board of any district of any county wherein any part of any district of said county is annexed to any city and compensation to any county for the schoolhouse or schoolhouses in said district has been allowed in order of annexation, be authorized to use the compensation so allowed for acquiring lands for public school buildings and the erection and equipment of other school buildings in said district.

No. 11. House bill to amend and re-enact an act in effect February 17, 1910, regulating the transportation of bodies dead of contagious or infectious diseases.

No. 12. House bill to amend and re-enact section 1778, chapter 80, of the Code of Virginia, relative to the notification and delivery of bodies.

No. 14. House bill providing for remedy by motion after thirty days' notice for any tort ; when notice to be returned to clerk's office ; provision to prevent discontinuance of the motion.

No. 15. House bill to amend and re-enact section 824 of the Code of Virginia, relating to the approval of title to real estate for public uses.

No. 16. House bill to restrict the use of the writ of fieri facias,

garnishment and other process to judgments recovered upon claims bearing interest at a rate of not more than six per centum per annum.

No. 17. House bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled "when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk," as amended by an act approved March 16, 1910.

No. 18. House bill to amend and re-enact section 3211 of Pollard's Code of Virginia of 1904, entitled "remedy by motion after fifteen days' notice on contract generally; when notice to be returned to clerk's office; provision to prevent discontinuance of motion.

No. 19. House bill to amend and re-enact section 2269 of the Code of Virginia, so as to entitle the widow to dower in the proceeds of the sale of lands sold to satisfy a lien, but to be payable out of surplus.

Motions severally made by MESSRS. COX, STEPHENSON, LUNSFORD and WEAVER to reconsider the votes by which Nos. 9, 14, 15, 18, House bills, were ordered to be engrossed, were rejected.

No. 20. House bill for the protection of wild turkeys, pheasants, grouse, quail, partridges, woodcock, hares (or rabbits) and squirrels, having been printed, came up.

MR. WILLEROY moved to dispense with the further readings of the bill as required by section 50 of the Constitution; which was agreed to—yeas, 65; nays, 11.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, Jas. M., Baker, W. W., Bargamin, Bell, Bordén, Bowman, Brewer, Brown, Thos., Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Ewing, Flanagan, Fulton, Grant, Harwood, Ivey, Kemper, Kent, Kinsey, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Stebbins, Stratton, Sutphin, Tate, Taylor, Templeton, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, John S., Willero, Williams, Wise—65.

NAYS—Messrs. Bain, Evans, Fitzhugh, Gilliam, Gregory, Howerton, Lunsford, Moseley, Peek, Peyton, Spessard—11.

The bill was ordered to be engrossed; the bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 62; nays, 9.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Burt, Chalkley, Clarke, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Ewing, Flanagan, Fulton, Gilliam, Grant, Harwood, Kemper, Kent, Kinsey, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Old, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Stebbins,



Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Wise—62.

NAYS—Messrs. Evans, Fitzhugh, Gregory, Lunsford, Moseley, Oliver, Peek, Peyton, Spessard—9.

MR. WILLEROY moved to reconsider the vote by which the bill was passed; which was rejected.

On motion of Mr. Cox, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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THURSDAY, JANUARY 18, 1912.

Prayer by Rev. B. Lacey Hoge, of Immanuel Baptist Church.

On motion of Mr. Cox, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as required by Rule 3.

The following communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 17, 1912.*

The Senate has passed Senate bills entitled an act to give concurrent jurisdiction to the circuit court of any county within which is situated any city which has undergone transition from a city of the second class to a city of the first class since the present Constitution went into effect, with the corporation court of such city in all actions at law and suits in equity until a separate circuit court for such city shall be established, No. 30; an act to incorporate the town of Cedar Bluff, in Tazewell county, Virginia, No. 48; and an act to declare that when offices held by persons who may be or have become adjudged to be lunatics or insane shall be vacant and how such vacancies shall be filled, No. 64.

In which they request the concurrence of the House of Delegates.

No. 48 Senate bill was referred to the Committee on Counties, Cities and Towns.

Nos. 30 and 64 Senate bills were referred to the Committee for Courts of Justice.

No. 26. House bill to amend and re-enact an act entitled an act to authorize cities to create, improve and develop harbors within the corporate limits, or within two miles thereof, approved March 16, 1910, and to authorize the issuance of bonds therefor, and to give jurisdiction over the same, having been considered by the committee

in session, was reported from the Committee on Currency and Commerce.

The following House bills having been considered by the committee in session, were reported from the Committee on Asylums and Prisons:

No. 27. House bill to prevent procreation by confirmed criminals, idiots, imbeciles and rapists.

No. 28. House bill to establish on the farm of the Virginia State Epileptic Colony the Virginia colony for the feeble-minded, and to provide for the commitment of feeble-minded persons to such colony.

The following House bills having been considered by the committee in session were reported from the Committee on Privileges and Elections:

No. 29. House bill to provide for the resubmission to the people for approval and ratification of the proposed amendments to section 119 of article 8 of the Constitution of Virginia, in relation to treasurers in the cities, in order that there may be a separate vote of the people on each of said proposed amendments.

No. 30. House bill to establish and regulate the holding of primary elections; to pay expenses of same; to secure the regularity and purity of the same, and to prevent and punish any corrupt practices in connection therewith. .

The following House bills having been considered by the committee in session, were reported from the Committee on General Laws:

No. 31. House bill to amend and re-enact section 4 of chapter 5 of an act entitled An act concerning corporations, which became a law May 21, 1903.

No. 32. House bill to amend and re-enact section 10 of chapter 1 of an act entitled an act concerning corporations, which became a law May 21, 1903, with reference to the decrease of outstanding capital stock.

No. 33. House bill to amend and re-enact an act entitled an act to amend and re-enact section 2197 of the Code of Virginia, in relation to burial of hogs that died from disease, as amended and re-enacted by an act approved March 30, 1890, and by an act approved February 1, 1896, so as to require the cremation or burial of all animals or fowls that die from contagious or infectious diseases, and fixing penalties for violation thereof, approved March 15, 1904, making the act apply to animals or fowls dying from any disease.

No. 34. House bill to amend and re-enact an act entitled An act to authorize the judge of any court, police justice, or justice of the peace in cities of forty thousand inhabitants and over to continue the case and admit to bail any person brought before him charged with being an habitual drunkard, with failing to support his wife or chil-

dren, with being a vagrant or an idler able to work, and who is liable to become a charge upon the corporation, and to commit such person to the supervision of an officer to be known as a probation officer; to provide for the appointment and compensation of such probation officer, and to invest him with full police power while in the discharge of his duties.

No. 35. House bill to amend and re-enact section 1103-b of the Code of Virginia, to enable certain mining and manufacturing corporations of other States or countries to conduct operations in this State.

No. 36. House bill to amend and re-enact section 4 of chapter 4 of an act entitled An act concerning corporations, which became a law May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chapter 4 of an act concerning corporations.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 37. House bill to amend and re-enact section 2920 of the Code of Virginia, in reference to limitations of personal actions.

No. 38. House bill to require the clerk of the Supreme Court of Appeals, at its various places of session, to mail to the law librarian of the University of Virginia copies of all printed briefs and records filed in said court.

No. 39. House bill prohibiting the direction of verdicts; to what cases applicable.

No. 40. House bill to amend and re-enact an act relating to demurrers to evidence, approved March 14, 1906.

No. 41. House bill to amend and re-enact section 3652 of the Code of Virginia of 1887.

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 42. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, relative to the duties and powers of the boards of supervisors of the several counties of the State, approved March 16, 1910.

No. 43. House bill to amend and re-enact section 2 of chapter 336 of Acts 1908, entitled An act to provide for submitting the question of the removal of the courthouse of any county to the qualified voters of such county, and in the event such removal is voted, to authorize the board of supervisors to acquire necessary land and erect buildings, and to empower councils of towns, when authorized by the vote of the people of such town, to issue bonds, the money derived from

the sale of which may be donated as an inducement for the location of the county courthouse.

No. 44. House bill to amend and re-enact section 819 of the Code of Virginia, in relation to where county, city and district officers shall reside, as amended by acts 1878-1879, page 318, and 1902-1903-1904, pages 535-654.

No. 45. House bill to amend and re-enact section 848 of the Code of Virginia, as heretofore amended, in relation to the compensation of supervisors.

No. 46. House bill to amend chapter 412, Acts 1887 and 1888, entitled an act to incorporate the town of Estillville (now Gate City), in the county of Scott, approved March 5, 1888, as amended by an act approved March 1, 1892, as amended by an act approved February 9, 1898.

No. 47. House bill to authorize the council of the town of Pocahontas to sell and convey the fee in a part of a certain street.

No. 48. House bill to prevent the killing of robins.

No. 49. House bill to amend and re-enact section 1 of an act entitled an act to prohibit the several cities and towns of the Commonwealth from imposing and collecting any tax, fine or other penalty upon persons selling farm and domestic products grown or produced by them within the limits of such town or city outside of and not within the regular market houses and sheds of such towns and cities, which became a law March 3, 1896, as heretofore amended.

House bill to amend and re-enact an act approved February 7, 1836, providing a charter for the town of Bridgewater, as amended by an act approved March 3, 1884, and as amended by an act approved August 26, 1884, and as further amended by an act approved February 16, 1901, and all other acts heretofore passed amendatory of said charter, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact sections 1 and 2 of an act entitled An act to amend and re-enact an act entitled an act to provide for a road law for Spotsylvania county, approved February 21, 1898, having been considered by the Joint Committee on Special, Private



and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill providing for the participation of the State of Virginia in the Panama-Pacific Exposition at San Francisco, California, in the year 1915, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to amend and re-enact section 11 of an act approved January 30, 1888, entitled An act to amend and re-enact an act entitled an act to incorporate the town of South Boston, in the county of Halifax, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize the town of Eastville, in Northampton county, to issue bonds and to borrow money for the purpose of paying the balance due for completing the work of macadamizing the roads or streets through the town, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to make an appropriation for the erection of a monument in or near the city of Alexandria, Virginia, to the memory of George Washington and Robert E. Lee, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to protect fish in the waters of Roanoke city, Roanoke county and Montgomery county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

House bill to authorize and direct the Register of the Land Office to grant and convey unto R. Henry Moore, of Elizabeth City county, not exceeding fifteen acres in area near the easterly end of "Hampton Bar" or flat for the construction and maintenance of a landing and shipping place, with piers and jetties therefrom, having been consid-

ered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Chesapeake and Its Tributaries.

House bill to pay D. D. Talley and W. A. Crenshaw for extra services rendered by them as assistant assessors of real estate for the city of Richmond during the year 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

Senate resolution in relation to the hire of convicts, etc., having been considered by the committee in session, was reported from the Committee on Asylums and Prisons.

The Joint Committee on Confirmation to which was referred the appointments made by the Governor of J. Richard Wingfield as a member of the State Corporation Commission for the term of six years, from February 1, 1912, as appointed by the Governor, and of W. D. Saunders, of Franklin county, as Dairy and Food Commissioner for the term of four years, from January 31, 1912, as ap-

pointed by the Governor, recommends the confirmation of said appointments by the joint assembly.

HOWELL C. FEATHERSTON, *Chairman Senate Committee.*

ROBINSON MONCURE, *Chairman House Committee.*

THE SPEAKER appointed MESSRS. STEPHENSON of New Kent, BARGAMIN and CHALKLEY the committee to ascertain and report on the amount of premiums paid on insurance policies on State property, as per resolution agreed to January 15, 1912.

THE SPEAKER laid before the House the following Senate joint resolution:

1. Resolved by the Senate (the House of Delegates concurring), That the present contract for hire of convicts should not be renewed.

2. Resolved, further, That the Committee on Roads of both Senate and House of Delegates shall meet at once jointly and commence the consideration of the message of the Governor recommending the employment of convicts, as far as practicable, on the public roads of the Commonwealth; which was agreed to.

Ordered that MR. COX inform the Senate that the House had agreed to the joint resolution.

THE SPEAKER laid before the House the following joint resolution:

Whereas in the history of the great Commonwealth of Virginia the seal and flag of the State occupy an historic place and evoke the veneration and pride of Virginia's true sons, as well as being objects of great interest to the lover of true history; and

Whereas these venerable and honorable objects should always appear in their true and correct shape with the allegorical figures true to the design as patiently elaborated by the Hon. George Wythe and adopted by the General Assembly of Virginia; and

Whereas unfortunately there is an apparent disregard of the original and lawful design of the true seal and of the true flag, as evidenced by the many fanciful and diverse misrepresentation of both the seal and the flag; and

Whereas in former years a great indignity was put upon our dear old Commonwealth when a counterfeit seal was made and uttered—and has thus added to the number of misrepresentations that from that time to the present appear upon flags and in the letter-heads and other stationery; and

Whereas truth in history and all else should be faithfully sought after and adhered to—and certainly should be in the case of our ancient seal and flag; therefore be it

Resolved by the House of Delegates of Virginia (the Senate of Virginia concurring), That the Governor of Virginia and the Secretary of the Commonwealth be earnestly requested to obtain correct dupli-



cates of the original and true seal of Virginia, and of the flag, and to direct that hereafter on all official stationery and on all official State flags, the reproductions of the allegorical figures of the obverse and reverse of the true and original seal be rigidly, correctly and accurately followed and adhered to.

Be it further resolved (as aforesaid), That if in the opinion of the Governor of the State, the carrying out of these resolutions will involve some little expense, then he be requested to pay the same out of the contingent fund, or, if need be, that the Finance Committee of the House be authorized to formulate a bill with the view of asking for the necessary appropriation out of the State treasury; which was agreed to.

Ordered that MR. JENNINGS carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. FEATHERSTON, who informed the House that the Senate had agreed to the following joint resolution:

Resolved by the Senate (the House of Delegates concurring), That the General Assembly proceed at 1 o'clock P. M. to-day to consider for confirmation or rejection the nomination by the Governor of a member of the State Corporation Commission, and of a Dairy and Food Commissioner, and that the rules for the government of the Senate and House of Delegates, when convened in joint assembly for such purpose, shall be as follows:

For the government of the Senate and House of Delegates, when convened in joint assembly for the purpose of confirming or rejecting the nominations of the Governor for member of State Corporation Commission and for Dairy and Food Commissioner:

1. At the hour fixed for the meeting of the joint assembly, accompanied by THE PRESIDENT and Clerk of the Senate, the Senators shall proceed to the hall of the House of Delegates, and shall be received by the Delegates standing; appropriate seats shall be assigned to the Senators by the Sergeant-at-Arms of the House. THE SPEAKER of the House shall assign an appropriate seat to THE PRESIDENT of the Senate.

2. THE SPEAKER of the House shall be President of the joint assembly, and in case it shall be necessary for him to vacate the chair, his place shall be taken by THE PRESIDENT of the Senate, or in the event of the latter's absence, by such member of the joint assembly as the President may designate.

3. The Clerk of the House of Delegates shall be Clerk of the joint assembly, and shall be assisted by the Clerk of the Senate. The Clerk shall enter the proceedings of the joint assembly in the Journal of the

House, and shall certify a copy of the same to the Clerk of the Senate, who shall enter the same on the Journal of the Senate.

4. The Sergeant-at-Arms, Doorkeepers and pages of the House shall act as such for the joint assembly.

5. The rules of the House of Delegates, so far as practicable, shall be the rules for the joint assembly.

6. In calling the roll of the joint assembly, the names of the Senators shall be called first in alphabetical order and then the names of the Delegates in like order, except that the name of THE SPEAKER of the House shall be called last.

7. If, when the joint assembly meets, it shall be ascertained that a majority of each House is not present, the joint assembly may take measures to secure the attendance of absentees or adjourn to another day, as a majority of those present may determine.

8. When the joint assembly adjourns, the Senators shall return to their chamber, and the business of both houses shall be proceeded with in the same order as when interrupted for the purpose of convening the joint assembly.

In which they request the concurrence of the House.

THE SPEAKER laid the resolution before the House. The resolution was agreed to.

Ordered that MR. OLIVER inform the Senate that the House had agreed to the joint resolution.

The hour of 1 o'clock P. M., having arrived, being the hour fixed by the joint resolution for the meeting of the members of the two houses in joint assembly to consider for confirmation or rejection the nomination of the Governor for a member of the State Corporation Commission and Dairy and Food Commissioner, the Senate of Virginia entered the hall of the House of Delegates, preceded by THE PRESIDENT and Clerk of the Senate. The roll was called and the following members responded:

Messrs. Blanks, Bowers, Brock, Catron, Crockett, Cummings, Drewry, Early, Echols, Edmonson, Featherston, Fletcher, Folkes, Garrett, Gayle, Gravatt, Harman, Hart, Hobbs, Holt, Lesner, Mapp, Massie, Moncure, Montague, Parr, Paul, Rinehart, Rison, Royall, Saunders, Smith, Sowder, Tavenner, Thornton, Tucker, Walker, Watkins, Wendenburg, and West—40.

There were forty Senators present.

The roll of the House of Delegates was called and the following Delegates responded:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague,

Moore, Moseley, Mustard, Norris, Oliver, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—90.

There were ninety Delegates present.

MR. FEATHERSTON presented the following report from the Joint Committee on Confirmations:

The Joint Committee on Confirmation to which was referred the appointments by the Governor of J. Richard Wingfield as a member of the State Corporation Commission for the term of six years, from February 1, 1912, as appointed by the Governor, and of W. D. Saunders, of Franklin county, as a Dairy and Food Commissioner for the term of four years, from January 31, 1912, as appointed by the Governor, and recommends the confirmation of said appointments.

HOWELL C. FEATHERSTON, *Chairman*.

MR. FEATHERSTON moved that the appointment by the Governor of J. Richard Wingfield as a member of the State Corporation Commission for the term of six years, from February 1, 1912, be confirmed; which motion was agreed to.

MR. FEATHERSTON moved that the appointment by the Governor of W. D. Saunders as Dairy and Food Commissioner for the term of four years, from January 31, 1912, be confirmed; which motion was agreed to.

On motion of MR. HARMAN, the joint assembly adjourned sine die.

On motion of MR. WILLIAMS, two days' leave of absence were granted MR. LUNSFORD.

On motion of MR. STEPHENSON of James City, 500 copies of a bill relating to a woman's college were ordered to be printed.

MR. MONTAGUE presented petitions favoring an amendment to the Constitution, allowing women the right to vote; which were referred to the Committee on Privileges and Elections.

The following were presented and referred under Rule 37:

To the Committee on Schools and Colleges:

By MR. MOSELEY: A bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to provide for authorizing county and city school boards to sell or exchange public school property, approved May 21, 1887, as amended and re-enacted by an act approved March 14, 1908, extending the same provisions to district school boards, approved March 16, 1910.

To the Committee on Finance:

By MESSRS. RADFORD and BARGAMIN: A bill for the purchase of limestone quarries and for the grinding and burning of limestone and limeshell by the convicts of the State, and to provide means for same.

By MR. CURTIS: A bill to appropriate \$1,000 for the purchase of the painting called "Last of the Wooden Navies."

By MR. LAND: A bill to amend and re-enact section 31 of an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended by an act to amend and re-enact section 31 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, approved March 11, 1908, fixing the amount of license tax to be paid by each and every express company operating a mileage in the State, approved March 10, 1910.

By MR. BROWN of Westmoreland: A bill to amend and re-enact section 3527 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 3527 of the Code of Virginia, in relation to payment of fees to officers out of the treasury in criminal cases, approved on the 24th day of February, 1890, as amended and re-enacted by an act entitled an act to amend and re-enact section 3527 of the Code of Virginia, in relation to the payment of fees to officers out of the treasury in criminal cases, approved on the 23d day of March, 1898, as amended and re-enacted by an act entitled an act to amend and re-enact section 3527 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact an act approved on the 14th day of March, 1908.

To the Committee on Roads and Internal Navigation:

By MR. THROCKMORTON: A bill to prohibit public service corporations, owning and operating street railways or trolley or electric lines, which have branch line or lines extending from incorporated cities or towns into adjoining counties and running over and along the public county roads of such county, from disposing of such branch line or lines so as to change the rate of fare or transfer privileges without first obtaining permission from the State Corporation Commission.

To the Committee on Officers and Offices at the Capitol:

By MR. TEMPLETON: A bill to amend section 236 of the Code of Virginia.



To the Committee on General Laws:

By MR. FITZHUGH: A bill to prohibit treating in saloons, fixing penalty therefor and defining the word "treating."

By MESSRS. EVANS and COLEMAN of Spotsylvania: A bill to amend and re-enact section 2070-b of the Code of Virginia, relative to the appointment of game wardens upon the application of five resident freeholders of the several counties of the State whose jurisdiction shall be confined to their several magisterial districts.

To the Joint Committee on Special, Private and Local Legislation:

By MR. HARWOOD: A bill to amend and re-enact an act entitled an act to establish a public free school on the grounds of the prison association of Virginia at Laurel, Henrico county, and to make an appropriation for erection and equipment of the schoolhouse, and to provide for the conduct and maintenance of the same, approved March 16, 1908.

By MR. JORDAN: A bill to repeal an act to protect fish in the Blackwater river within the county of Isle of Wight, approved March 16, 1910.

By MESSRS. EVANS and COLEMAN of Spotsylvania: A bill to exempt the counties of Caroline and Spotsylvania from the operation of an act entitled an act to protect sheep and other stock of the counties of this State, approved March 29, 1902.

To the Committee for Courts of Justice:

By MR. BELL: Joint resolution relating to the joint resolution of the Congress of the United States proposing an amendment to the Constitution of the United States, to be known as Article 16.

By MR. ROLSTON: A bill to amend and re-enact section 1413 of an act of the Code of Virginia, so as to extend the right of condemnation for cemetery purposes to cemetery associations and ecclesiastical societies.

By MR. FITZHUGH: A bill to separate the land holdings of the white and colored persons in Virginia and to provide for keeping the same permanently separated and to prevent the transfer of lands in communities holding in possession of one race to persons of the other race.

By MESSRS. BARGAMIN and RADFORD: A bill to amend and re-enact section 2441 of the Code of Virginia, in relation to the description of debts secured by deeds of trusts.

By MR. BROWN of Westmoreland: A bill to amend and re-enact an act entitled An act to require the judge of the courts and the clerks to certify to the Auditor of Public Accounts lists of all allowances made by courts, approved March 3, 1896.

By MR. COLEMAN of Norfolk city: A bill to provide for the indexing of marginal releases when payment or satisfaction is made of a debt secured by mortgage, deed of trusts, vendors' or mechanics' lien, and such payment or satisfaction is entered on the margin of the book where such incumbrance is recorded.

To the Committee on Agriculture and Mining:

By MR. THROCKMORTON: A bill providing for the inspection of dairies and dairy premises in the Commonwealth of Virginia, and for the appointment of inspectors thereof, together with provisions for a board of appeal, to review the orders and rulings of the inspectors and board of health, and providing penalties.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State Accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910; was, on motion of Mr. Bowman, taken up out of its order on the calendar.

On motion of MR. BOWMAN, the bill was made a special and continuing order for Thursday, January 25th, at 12:30 P. M.

On motion of MR. WILLIAMS, 1,000 copies of the bill were ordered to be printed.

The following House bills were read at length a first time and ordered to be printed:

No. 26. House bill to amend and re-enact an act entitled An act to authorize cities to create, improve and develop harbors within the corporate limits or within two miles thereof, approved March 16, 1910, and to authorize the issuance of bonds therefor, and to give jurisdiction over the same.

No. 27. House bill to prevent procreation by confirmed criminals, idiots, imbeciles and rapists.

No. 28. House bill to establish on the farm of the Virginia State Epileptic Colony the Virginia colony for the feeble-minded, and to provide for the commitment of feeble-minded persons to such colony.

No. 29. House bill to provide for the resubmission to the people for approval and ratification of the proposed amendments to section 119 of article 8 of the Constitution of Virginia, in relation to treasurers in the cities, in order that there may be a separate vote of the people on each of said proposed amendments.

No. 30. House bill to establish and regulate the holding of primary elections; to pay expenses of same; to secure the regularity and purity of the same, and to prevent and punish any corrupt practices in connection therewith.

No. 31. House bill to amend and re-enact section 4 of chapter 5 of an act entitled an act concerning corporations, which became a law May 21, 1903.

No. 32. House bill to amend and re-enact section 10 of chapter 1 of an act entitled an act concerning corporations, which became a law May 21, 1903, with reference to the decrease of outstanding capital stock.

No. 33. House bill to amend and re-enact an act entitled an act to amend and re-enact section 2197 of the Code of Virginia, in relation to burial of hogs that died from disease, as amended and re-enacted by an act approved March 30, 1890, and by an act approved February 1, 1896, so as to require the cremation or burial of all animals or fowls that die from contagious or infectious diseases, and fixing penalties for violation thereof, approved March 15, 1904, making the act apply to animals or fowls dying from any disease.

No. 34. House bill to amend and re-enact an act entitled An act to authorize the judge of any court, police justice or justice of the peace in cities of forty thousand inhabitants and over to continue the case and admit to bail any person brought before him charged with being an habitual drunkard, with failing to support his wife or children, with being a vagrant or an idler able to work, and who is liable to become a charge upon the corporation, and to commit such person to the supervision of an officer to be known as a probation officer; to provide for the appointment and compensation of such probation officer, and to invest him with full police power while in the discharge of his duties.

No. 35. House bill to amend and re-enact section 1103-b of the Code of Virginia, to enable certain mining and manufacturing corporations of other States or countries to conduct operations in this State.

No. 36. House bill to amend and re-enact section 4 of chapter 4 of an act entitled An act concerning corporations, which became a law May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chapter 4 of an act concerning corporations.

No. 37. House bill to amend and re-enact section 2920 of the Code of Virginia, in reference to limitations of personal actions.

No. 38. House bill to require the clerks of the Supreme Court of Appeals, at its various places of session, to mail to the law librarian of the University of Virginia copies of all printed briefs and records filed in said court.

No. 39. House bill prohibiting the direction of verdicts; to what cases applicable.

No. 40. House bill to amend and re-enact an act relating to demurrers to evidence, approved March 14, 1906.

No. 41. House bill to amend and re-enact section 3652 of the Code of Virginia of 1887.

No. 42. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, relative to the duties and powers of the boards of supervisors of the several counties of the State, approved March 16, 1910.

No. 43. House bill to amend and re-enact section 2 of chapter 336 of Acts 1908, entitled An act to provide for submitting the question of the removal of the courthouse of any county to the qualified voters of such county, and in the event such removal is voted, to authorize the board of supervisors to acquire necessary land and erect buildings, and to empower councils of towns, when authorized by the vote of the people of such towns to issue bonds, the money derived from the sale of which may be donated as an inducement for the location of the county courthouse.

No. 44. House bill to amend and re-enact section 819 of the Code of Virginia, in relation to where county, city and district officers shall reside, as amended by Acts 1878-1879, page 318, and 1902-1903-1904, pages 535-654.

No. 45. House bill to amend and re-enact section 848 of the Code of Virginia, as heretofore amended, in relation to the compensation of supervisors.

No. 46. House bill to amend chapter 412, Acts 1887 and 1888, entitled an act to incorporate the town of Estillville (now Gate City), in the county of Scott, approved March 5, 1888, as amended by an act approved March 1, 1892, as amended by an act approved February 9, 1898.

No. 47. House bill to authorize the council of the town of Pocahontas to sell and convey the fee in a part of a certain street.

No. 48. House bill to prevent the killing of robins.

No. 49. House bill to amend and re-enact section 1 of an act entitled an act to prohibit the several cities and towns of the Commonwealth from imposing and collecting any tax, fine or other penalty upon persons selling farm and domestic products grown or produced by them within the limits of such town or city outside of and not within the regular market houses and sheds of such towns and cities, which became a law March 3, 1896, as heretofore amended.

The following House bills were read at length a third time and passed:



No. 9. House bill to amend and re-enact An act entitled an act to organize county and city boards of poor commissioners, and requiring reports from said boards, approved March 14, 1910—yeas, 80; nays, 4.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Gregory, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Terrell, Throckmorton, Tiffany, Walton, Weaver, White, John S. Williams, Wise, Mr. Speaker—80.

NAYS—Messrs. Mustard, Sutphin, Taylor, Wissler—4.

No. 10. House bill to amend and re-enact section 1014-a of the Code of Virginia, entitled “extension of the corporate limits of cities and towns,” approved March 10, 1904, by adding a separate paragraph numbered 3½ to said section 1014-a, authorizing the district school board of any district of any county wherein any part of any district of said county is annexed to any city and compensation to any county for any schoolhouse or schoolhouses in said district has been allowed in the order of annexation, be authorized to use the compensation so allowed for acquiring lands for public school buildings and the erection and equipment of other school buildings in said district—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Walton, Weaver, Webb, White, John S., Williams, Wise, Wissler—78.

NAYS—None.

No. 11. House bill to amend and re-enact the act in effect February 17, 1900, regulating the transportation of bodies dead of contagious or infectious diseases—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bell, Borden, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley,

Christian, Coleman, C. R., Coleman, Daniel, Cox, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler—86.

NAYS—None.

No. 12. House bill to amend and re-enact section 1778, chapter 80, of the Code of Virginia, relative to the notification and delivery of bodies—yeas, 66; nays, 8.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Coleman, C. R., Daniel, Evans, Ewing, Fitzhugh, Gilliam, Gregory, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Page, Parker, Peek, Peyton, Rakes, Rew, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, John S., Williams, Wissler—66.

NAYS—Messrs. Chalkley, Fulton, Grant, Oliver, Richardson, Smith, Stebbins, Taylor—8.

No. 14. House bill providing for remedy by motion after thirty days' notice for any tort; when notice to be returned to clerk's office; provision to prevent discontinuance of the motion—yeas, 60; nays, 15.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Burt, Coleman, C. R., Creamer, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Houston, Kemper, Kent, Land, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peyton, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., Willeroy, Wise, Wissler—60.

NAYS—Messrs. Anderson, Brown, Thos., Browning, Chalkley, Coleman, Daniel, Cox, Curtis, Gregory, Howerton, Norris, Peek, Radford, Richardson, White, John S., Williams—15.

Motions severally made to reconsider the votes by which Nos. 9, 10, 11, 12 and 14, House bills, were passed, were rejected.

On motion of MR. BAKER of Chesterfield, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

FRIDAY, JANUARY 19, 1912.

Prayer by Rev. B. Lacey Hoge, of Immanuel Baptist Church.

On motion of MR. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 18, 1912.*

The Senate have passed House bills entitled an act to provide for the payment of contingent and incidental expenses of the General Assembly, and to appropriate money for the same, No. 2; an act for the protection of wild turkeys, pheasants, grouse, quail, partridges, woodcock, hares (or rabbits) and squirrels, No. 20; and an act to amend sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties, 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled An act providing a charter for the city of Richmond, as heretofore amended, No. 6.

They have passed Senate bills entitled an act to authorize any county which, together with a city, shall constitute a judicial circuit to increase the salary of the circuit judge, No. 11; and an act to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk, as amended by an act approved March 16, 1910, No. 38.

In which they request the concurrence of the House of Delegates.

No. 11 Senate bill was referred to the Committee on Counties, Cities and Towns.

No. 38 Senate bill was referred to the Committee for Courts of Justice.

No. 64. Senate bill to declare that when offices held by persons who may be or have become adjudged to be lunatics or insane shall be vacant and how such vacancies shall be filled, having been considered by committee in session, was reported from the Committee for Courts of Justice.

No. 50. House bill to authorize and direct the Register of the Land Office to grant and convey unto R. Henry Moore, of Elizabeth City county, not exceeding fifteen acres in area near the easterly end of "Hampton Bar" or flat for the construction and maintenance of a landing and shipping place, with piers and jetties therefrom, having

been considered by the committee in session, was reported from the Committee on Chesapeake and Its Tributaries.

No. 51. House bill to amend and re-enact an act authorizing the assignment of life insurance policies, approved April 27, 1903, having been considered by the committee in session, was reported from the Committee on Insurance and Banking.

The following House bills having been considered by the committee in session, were reported from the Committee on Schools and Colleges:

No. 52. House bill to amend and re-enact section 1582, chapter 69, of the Code of Virginia, relating to State cadets in the Virginia Military Institute.

No. 53. House bill to establish a co-ordinate State college for women.

No. 54. House bill to equalize salaries of male and female teachers in the public schools of Virginia.

No. 55. House bill to provide for free text-books in the public schools of any city or school district of this State, when authorized by an ordinance of the council of such city or of a town constituting a separate school district, or by a vote of the people.

No. 56. House bill to amend and re-enact section 18 of an act entitled An act to provide for the opening and working of roads and keeping the same in repair and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

No. 57. House bill to extend the time for collecting taxes accounted for by the city and county treasurer and not returned delinquent, having been considered by the committee in session, was reported from the Committee on Finance.

No. 58. House bill to amend and re-enact sections 1 and 2 of an act entitled an act to amend and re-enact an act entitled an act to provide for a road law for Spotsylvania county, approved February 21, 1898, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

Joint resolution providing for the appointment of a joint committee of the Senate and House of Delegates to confer with a like committee on the part of the General Assembly of Maryland to settle questions of jurisdiction or doubt as to the boundary line between Maryland and Virginia, having been considered by the committee in session, was reported from the Committee on Finance.

MR. CREAMER offered the following resolution:



Resolved, That when the House adjourns to-day, it adjourn in respect to the memory of Virginia's immortal son, Robert E. Lee, and that prior to adjournment **THE SPEAKER** select some Confederate Veteran to read Lee's farewell address to his army before the House; which was agreed to.

**MR. EVANS** offered the following resolution:

Resolved, That the Secretary of the Commonwealth be directed to furnish each member of the House of Delegates with a copy of the index to enrolled bills prepared by John W. Williams, Clerk of the House of Delegates; which was agreed to.

**MR. COX** offered the following joint resolution:

Whereas the council of the city of Richmond has invited Governor Woodrow Wilson to address that body,

Resolved by the House of Delegates (the Senate concurring), That the General Assembly of Virginia extend an invitation to Governor Wilson to address the General Assembly and the council of the city of Richmond, jointly, at 8 o'clock P. M., February 1st, and that a reception committee of seven be appointed, four by **THE SPEAKER** of the House and three by **THE PRESIDENT** of the Senate; which was agreed to.

Ordered that **MR. COX** carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by **MR. HOLT**, who informed the House that the Senate had agreed to the joint resolution.

**THE SPEAKER** appointed **MESSRS. COX, ROLSTON, GREGORY** and **RUTHERFOORD** the committee on the part of the House.

A message was received from the Senate, by **MR. HARMAN**, who informed the House that the Senate had agreed to the resolution relating to the Virginia seal and flag.

**MR. COX** moved to discharge the Committee on Counties, Cities and Towns from the further consideration of No. 11, Senate bill to authorize any county which, together with any city, shall constitute a judicial circuit, to increase the salary of the circuit judge; which was agreed to—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—**MESSRS. Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Clarke, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Rew, Richardson, Roberts, F. B., Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willey, Williams, Wise, Wissler, Mr. Speaker**—85.

**NAYS**—None.

MR. WHITE offered the following resolution :

Be it resolved by the House of Delegates (the Senate concurring), That a joint committee consisting of five members, three from the House to be appointed by THE SPEAKER, and two from the Senate to be appointed by THE PRESIDENT, who shall make arrangements and provide for a joint meeting of the Senate and House on the 22d of February, 1912, to receive the portrait of General Samuel Houston, to be presented to the State of Virginia by the State of Texas; which was agreed to.

Ordered that MR. WHITE carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. TUCKER, who informed the House that the Senate had agreed to the resolution.

THE SPEAKER appointed MESSRS. WHITE of Rockbridge, STEPHENSON of Bath, and PEEK the committee on the part of the House.

The following were presented and referred under Rule 37 :

To the Joint Committee on Special, Private and Local Legislation:

By MR. STEPHENSON of New Kent: A bill to permit the establishment of a private bridge over the waters of Skiff's creek, between the counties of Warwick and James City, Virginia.

By MR. WHITE of Rockbridge: A bill to authorize the board of supervisors of Rockbridge county and the town of Lexington, or either of them, to contribute such sum as in the judgment of the board of supervisors or the town council may seem proper for the benefit of the Jackson Memorial Hospital, in the town of Lexington, Virginia.

By MR. TEMPLETON: A bill to amend and re-enact section 43 of chapter 5 of the charter of Basic City, Virginia.

By MR. HOUSTON: A bill to authorize the Auditor of Public Accounts to pay certain claims due the treasurer of Elizabeth City county by the State, which were refused payment on account of certain clerical errors.

To the Committee on Finance:

By MR. HARWOOD: A bill to amend and re-enact section 38 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, with reference to fees on charters of domestic corporations, as amended by the act approved February 26, 1910.

By MESSRS. RADFORD and BARGAMIN: A bill to appropriate the

sum of \$6,500 to redeem "registered certificate" No. 15, issued under the provision of an act approved February 23, 1892.

By MR. WHITE of Rockbridge: A bill to continue and extend an act of the General Assembly of Virginia, entitled An act to direct the Board of Charities and Corrections to ascertain the facts concerning the weak-minded other than insane and epileptic in the State of Virginia, and also to direct the said Board of Charities and Corrections to ascertain, investigate and report to the next General Assembly of Virginia, as to the propriety of providing surgical aid and treatment for the deformed, crippled and disfigured persons of the Commonwealth who are too poor to provide such treatment for themselves, and to appropriate the sum of \$1,000 for the purpose.

By MESSRS. WILLIAMS and HOUSTON: A bill to revise and digest the Code and statutes of Virginia.

By MR. BYRD: A bill to amend and re-enact section 11 of an act entitled an act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties, approved March 15, 1910.

To the Committee on General Laws:

By MR. FITZHUGH: A bill to regulate cold storage refrigerating warehouses and places, and the sale and disposition of the food kept or preserved therein.

By MR. BAKER of Chesterfield: A bill to amend and re-enact section 139 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest in the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903.

To the Committee on Agriculture and Mining:

By MR. KEMPER: A bill to provide for the registration of stallions and jacks.

By MESSRS. BAKER of Chesterfield and ADAMS: A bill to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as heretofore amended, entitled an act de-

fining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 29, 1888, entitled an act to further define the duties and enlarge the powers of the commissioner, and an act approved March 5, 1888, entitled an act to provide a Commissioner of Agriculture of Virginia, and make an appropriation therefor, and to repeal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908.

To the Committee on Counties, Cities and Towns:

By MR. CHALKLEY: A bill to amend and re-enact section 882 of the Code of Virginia, as heretofore amended, relative to pay of overseers of the poor.

By MR. BREWER: A bill to amend and re-enact section 3533 of the Code of Virginia.

By MR. BAIN: A bill to prohibit the selling of cider, except such as is made direct from apples, grapes or other fruits, and prescribing a license for selling all other kinds, manner of obtaining said license, and prescribing the penalties for violation of the provisions of this act.

To the Committee on Privileges and Elections:

By MR. CHALKLEY: A bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 12, 1902, as amended and re-enacted by an act approved March 7, 1906, as amended and re-enacted by an act approved February 9, 1910, in relation to a reapportionment of representation in the General Assembly.

To the Committee on Roads and Internal Navigation:

By MR. PAGE: A bill to regulate the receiving, receipting for and delivery of property transported by express companies and the collecting or attempting to collect more than lawful tolls and charges for transporting and delivering the same, and providing a penalty for failure to comply with this act.

By MESSRS. THROCKMORTON, COX and IVEY: A bill to require electric railways running from cities and towns into the country adjacent to the same to maintain lights from sunset until 12 o'clock P. M. at all regular stations or stops for the reception of passengers on said lines.

To the Committee on Insurance and Banking:

By MR. BROWN of Danville: A bill to provide that the status of



a bank as a State depository shall not be affected by a change of its name of merger of such bank with another bank, or because it shall be converted into a national bank.

To the Committee for Courts of Justice:

By MR. JENNINGS: A bill to amend and re-enact an act entitled an act to protect the title of a bona fide purchaser of real estate for value from the heir at law of a decedent against devisee of the said real estate without notice to such purchaser, approved February 2, 1892.

By MR. JENNINGS: A bill to add an independent section to be known as section 2547-b to chapter 112 of the Code of Virginia of 1887, holding the heir at law liable to the devisee, for the value of the real estate sold to a bona fide purchaser.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved February 23, 1906, entitled an act to authorize the sale of lots purchased by the Commonwealth for delinquent taxes and not redeemed within four years or more.

By MR. OLD: A bill to amend and re-enact section 3922 of the Code of Virginia of 1904.

By MR. WEAVER: A bill to amend and re-enact section 3102 of the Code of Virginia, relative to the duties of the reporter of the Supreme Court of Appeals of Virginia.

By MR. EVANS: A bill to amend and re-enact section 2602 of the Code of Virginia.

By MR. THROCKMORTON: A bill concerning the defense of insanity or mental deficiency in criminal cases.

To the Committee on Schools and Colleges:

By MR. IVEY: A bill to require county treasurers to deposit county, district and school funds in some bank or banks to be designated by the judge of the circuit court of their respective counties, and to prescribe the terms upon which the said bank or banks shall receive said funds.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 64. Senate bill to declare that when offices held by persons who may be or have become adjudged to be lunatics or insane shall be vacant, and how such vacancies shall be filled, was, on motion of MR. WILLIAMS, taken up out of its order on the calendar.

MR. WILLIAMS moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 90; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—90.

**NAYS**—Messrs. Coleman, Daniel, Watts—2.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 89, nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—89.

**NAYS**—None.

MR. WILLIAMS moved to reconsider the vote by which the bill was passed; which was rejected.

No. 11. Senate bill to authorize any county which, together with a city, shall constitute a judicial circuit, to increase the salary of the circuit judge, was, on motion of Mr. Cox, taken up out of its order on the calendar.

MR. COX moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Ruther-

foord, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

On motion of MR. THROCKMORTON, the bill was passed by.

The following House bills were read at length a first time and ordered to be printed:

No. 50. House bill to authorize and direct the Register of the Land Office to grant and convey unto R. Henry Moore, of Elizabeth City county, not exceeding fifteen acres in area near the easterly end of "Hampton Bar" or flat for the construction and maintenance of a landing and shipping place, with piers and jetties therefrom.

No. 51. House bill to amend and re-enact an act authorizing the assignment of life insurance policies, approved April 27, 1903.

No. 52. House bill to amend and re-enact section 1582, chapter 69, of the Code of Virginia, relating to State cadets in the Virginia Military Institute.

No. 53. House bill to establish a co-ordinate State college for women.

No. 54. House bill to equalize salaries of male and female teachers in the public schools of Virginia.

No. 55. House bill to provide for free text-books in the public schools of any city or school district of this State, when authorized by an ordinance of the council of such city or of a town constituting a separate school district, or by a vote of the people.

No. 56. House bill to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910.

No. 57. House bill to extend the time for collecting taxes accounted for by the city and county treasurer, and not returned delinquent.

No. 58. House bill to amend and re-enact sections 1 and 2 of an act entitled an act to amend and re-enact an act entitled an act to provide for a road law for Spotsylvania county, approved February 21, 1898.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 2. House bill to provide for the payment of contingent and incidental expenses of the General Assembly, and to appropriate money for the same.

No. 20. House bill for the protection of wild turkeys, pheasants, grouse, quail, partridges, woodcocks, hares (or rabbits) and squirrels.

The following House bills were read at length a third time and passed:

No. 15. House bill to amend and re-enact section 824 of the Code of Virginia, relating to the approval of title to real estate for public uses—yeas, 67; nays, 11.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Norris, Old, Oliver, Peek, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Row, Smith, Spessard, Stephenson, John W., Stratton, Tate, Throckmorton, Walton, Watts, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—67.

NAYS—Messrs. Earman, Fulton, Milstead, Moseley, Mustard, Robertson, Sutphin, Taylor, Weaver, Webb, Wissler—11.

No. 16. House bill to restrict the use of the writ of fieri facias, garnishment and other process to judgments recovered upon claims bearing interest at a rate of not more than six per centum per annum—yeas, 41; nays, 28.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bargamin, Bell, Bowman, Brown, W. N., Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Gilliam, Harwood, Houston, Jennings, Jordan, Kent, Land, Love, Martin, Massie, Meetze, Milstead, Moseley, Norris, Oliver, Peek, Radford, Rew, Richardson, Roberts, F. B., Rolston, Rutherford, Stephenson, John W., Stratton, Sutphin, Tate, Throckmorton, Tiffany, Walton, Watts—41.

NAYS—Messrs. Borden, Brewer, Brown, Thos., Burt, Chalkley, Coleman, Daniel, Cox, Flanagan, Fulton, Grant, Gregory, Howerton, Kinsey, Montague, Mustard, Old, Page, Rakes, Robertson, Smith, Spessard, Taylor, Templeton, Weaver, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—28.

No. 18. House bill to amend and re-enact section 3211 of Pollard's Code of Virginia of 1904, entitled "remedy by motion after fifteen days' notice on contract generally; when notice to be returned to clerk's office; provision to prevent discontinuance of motion—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James, M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Bro



ing, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—88.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 15, 16 and 18, House bills, were passed were rejected.

No. 19. House bill to amend and re-enact section 2269 of the Code of Virginia, so as to entitle the widow to dower in the proceeds of the sale of lands sold to satisfy a lien, but to be payable out of surplus, came up. The bill was read at length a third time and rejected—yeas, 29; nays, 48.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, James M., Bell, Bowman, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Coleman, Daniel, Curtis, Fitzhugh, Kinsey, Love, Massie, Meetze, Milstead, Moore, Richardson, Row, Rutherford, Spessard, Stephenson, John W., Stratton, Tate, Tiffany, Watts, Weaver, White, Hugh A., Wise—29.

NAYS—Messrs. Bain, Bargamin, Borden, Brewer, Browning, Clarke, Coleman, C. R., Creamer, Earman, Evans, Ewing, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jordan, Kemper, Kent, Martin, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Peyton, Radford, Rakes, Rew, Roberts, F. B., Roberts, John, Robertson, Stephenson, H. U., Taylor, Terrell, Throckmorton, Walton, Webb, White, John S., Williams, Wissler, Mr. Speaker—48.

MR. OLIVER moved to reconsider the vote by which the bill was rejected; which was rejected.

No. 17. House bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled "when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk," as amended by an act approved March 16, 1910, was, on motion of MR. BELL, dismissed.

No. 24. House bill to appropriate certain sums of money from the Virginia State treasury in aid of duly organized Confederate memorial associations of this State having in charge and that expend such money upon cemeteries containing the graves of Confederate soldiers or sailors, having been printed, was, on motion of MR. JENNINGS, taken up out of its order on the calendar. The bill was read at length a second time and ordered to be engrossed.

No. 8. House bill to amend and re-enact an act approved February 26, 1910, entitled an act to amend and re-enact section 525 of

the Code of Virginia, as heretofore amended, having been printed, came up. The bill was severally amended. The bill, as amended, was ordered to be engrossed.

No. 13. House bill to prohibit gambling, having been printed, was read at length a second time.

On motion of MR. STEPHENSON of Bath, the bill was amended. Pending the consideration of which MR. HARWOOD moved that THE SPEAKER do now designate the member to read General R. E. Lee's farewell address, in pursuance of resolution; which was agreed to.

THE SPEAKER designated MR. BAKER of Chesterfield, who read the farewell address of General Lee, which is as follows:

"HEADQUARTERS ARMY NORTHERN VIRGINIA,  
"APPOMATTOX C. H., April 10, 1865.

"General Orders No. 9.

"After four years of arduous service, marked by unsurpassed courage and fortitude, the Army of Northern Virginia has been compelled to yield to overwhelming numbers and resources.

"I need not tell the survivors of so many hard-fought battles, who have remained steadfast to the last, that I have consented to this result from no distrust of them; but, feeling that valor and devotion could accomplish nothing that would compensate for the loss that must have attended a continuance of the contest, I determined to avert the useless sacrifice of those whose past services have endeared them to their countrymen.

"By the terms of the agreement, officers and men can return to their homes and remain until exchanged. You will take with you the satisfaction that proceeds from the consciousness of duty faithfully performed, and I earnestly pray that a merciful God will extend to you his blessing and protection. With an unceasing admiration of your constancy and devotion to your country, and a grateful remembrance of your kind and generous consideration for myself, I bid you all an affectionate farewell.

"R. E. LEE."

On motion of MR. HARWOOD, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

SATURDAY, JANUARY 20, 1912.

Prayer by Rev. B. Lacey Hoge, of Immanuel Baptist Church.

On motion of MR. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 19, 1912.*

The Senate has passed Senate bills entitled an act to amend and

re-enact section 4079 of the Code of Virginia, as amended and re-enacted by an act approved April 2, 1902, and as amended and re-enacted by an act entitled an act to amend and re-enact section 4079 of the Code of Virginia, in reference to medical attendance, medicines and clothing for indigent prisoners in jail and analyses in poison cases, approved July 28, 1902, No. 7; an act to amend and re-enact section 3912 of the Code of Virginia, No. 61.

In which they request the concurrence of the House of Delegates. No. 7 Senate bill was referred to the Committee on Finance.

No. 61 Senate bill was referred to the Committee for Courts of Justice.

No. 38. Senate bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled "when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk," as amended by an act approved March 16, 1910, having been considered by the committee in session, was reported from the Committee for Courts of Justice.

No. 48. Senate bill to incorporate the town of Cedar Bluff, in Tazewell county, Virginia, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

The following House bills having been considered by the committee in session were reported from the Committee on Counties, Cities and Towns:

No. 59. House bill to authorize the town of Eastville, in Northampton county, to issue bonds and to borrow money for the purpose of paying the balance due for completing the work of macadamizing the roads or streets through the town.

No. 60. House bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 61. House bill to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066, 3067 of the Code of Virginia, and

to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits, and giving jurisdiction of courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion there or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910, and as further amended by an act approved March 9, 1910.

No. 62. House bill to validate acknowledgments to deeds heretofore made and certified by officers having authority to take such acknowledgments in the State wherein they reside.

No. 63. House bill to regulate the postponement of trials in civil suits, actions or proceeding, when a motion therefor is made on account of absence of evidence, with the recommendation that it do not pass.

No. 64. House bill to amend and re-enact an act to amend and re-enact section 3680 of the Code of Virginia, in reference to rape, and its punishment, approved March 3, 1896.

No. 65. House bill to amend and re-enact section 4 of an act entitled an act to amend an act approved March 12, 1904, as amended March 14, 1906, and also as amended and approved March 12, 1908.

No. 66. House bill to amend and re-enact section 3922 of the Code of Virginia of 1904, House bill to release certain tax judgments against the land of J. R. Caldwell, in Culpeper county, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to amend and re-enact an act entitled An act to establish a public free school on the grounds of the Prison Association of Virginia at Laurel, Henrico county, and to make an appropriation for erection and equipment of the schoolhouse, and to provide for the conduct and maintenance of the same, approved March 16, 1908, having been considered by the Joint Committee on Special, Private



and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Schools and Colleges.

House bill to amend and re-enact section 1 of chapter 541 of the Acts of the General Assembly, session 1897-1898, relating to the lot in the city of Richmond belonging to Henrico county, on which the courthouse of said county is situated, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact an act entitled An act authorizing the board of supervisors of Henrico county to require osage orange hedges bordering on public roads of said county to be trimmed by owners of such hedges and to impose a fine for failure to comply, which became a law December 20, 1897, by enlarging the powers of the said board of supervisors, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to prevent cattle, horses, sheep or hogs from running at large upon the macadamized and graded roads in Russell county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact an act of the General Assembly of Virginia, approved January 30, 1900, as amended and re-enacted by an act approved March 10, 1910, in regard to prohibiting the killing of fish in Clinch river, in the county of Russell, with dynamite or other explosives and poisons, and to prescribe a punishment therefor, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

House bill to amend and re-enact section 43 of chapter 5 of the charter of the town of Basic City, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact subsection 2 of section 2070-a and section 2079 of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a, by an act approved March 15, 1906, and as further amended and re-enacted by an act approved March 11, 1908, and as amended and re-enacted by an act approved March 16, 1910, as far as the same applies to the counties of Surry and Prince George, and making carrying a gun under certain conditions a misdemeanor, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation

respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

THE SPEAKER laid before the House the following joint resolution which had been reported from the Committee on Finance:

Whereas uncertainty still exists as to what is the real boundary line between the States of Maryland and Virginia along the Potomac river by reason of the failure of arbitrators appointed to ascertain the boundary line between said States to define and limit the meaning of the term "headland" as used in said award, or to locate such "headlands" upon the plat filed with said award; in consequence whereof the jurisdiction of said States is still in doubt and litigation and conflict is constantly arising on said waters; therefore,

1. Be it resolved by the House of Delegates (the Senate concurring), That a joint committee to be composed of one on the part of the Senate and two on the part of the House of Delegates be appointed by THE PRESIDENT of the Senate and SPEAKER of the House to confer with a like committee on the part of the General Assembly of Maryland, and to frame and report such a law or compact as will settle questions of jurisdiction or doubt as to said boundary line, in so far as the designations and names of such "headlands" are concerned, and in so far as the respective jurisdictions of the said States over felonies and misdemeanors are concerned without in any way affecting the rights or jurisdiction of either of said States in said waters, so far as fishing or oystering is concerned.

2. Resolved, The Governor of the Commonwealth of Virginia is requested to transmit a copy of these resolutions at once to the Governor of Maryland, to be by him laid before the General Assembly of Maryland immediately upon the receipt thereof.

3. There existing an emergency, this joint resolution shall take effect from its passage; which was agreed to.

Ordered that MR. BROWN of Westmoreland carry the joint resolution to the Senate and request their concurrence.

On motion of MR. THROCKMORTON, 500 copies of the dairy bill, offered by himself, were ordered to be printed.

The following were presented and referred under Rule 37:

To the Committee on Schools and Colleges:

By MR. WALTON: A bill to repeal sections 1450, 1451 and 1452 of the Code of Virginia, as heretofore amended, and to repeal sections 1455, 1456, 1457 and 1458 of the Code of Virginia, and to amend and re-enact section 1460 of the Code of Virginia, as heretofore

amended, and to amend and re-enact sections 1453, 1461 and 1487 of the Code of Virginia.

To the Committee on Finance:

By MR. THROCKMORTON: A bill to provide for ascertaining the amount of delinquent taxes chargeable against each piece or tract of land in this State since January 1, 1900, requiring proper registration of the same, the registration of delinquent taxes since that date, and providing for proper collection of same.

By MR. BOWMAN: A bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 15, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910.

By MR. LAND: A bill to authorize and empower the United Agricultural oBard in addition to its present duties, to acquire, by gift, purchase or loan limestone property and oyster shells, and purchase suitable machinery and to provide for the grinding of said rock and shells for the use of the people of the State; to authorize the use of convicts, and to provide for means for the carrying out of the provisions of this bill.

To the Joint Committee on Special, Private and Local Legislation:

By MR. GRANT: A bill for the relief of G. H. Puckett, late deputy treasurer of H. M. Browning, late treasurer of Russell county.

By MESSRS. COX, MONTAGUE, CREAMER, CURTIS and HARWOOD: A bill to amend and re-enact sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board, and defining their duties, and to amend and re-enact sections 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended.

To the Committee on Counties, Cities and Towns:

By MR. COLEMAN of Spotsylvania: A bill to amend and re-enact section 10 of an act entitled an act to provide for the issuing of county



bonds for permanent road or bridge improvements in the magisterial districts of the counties of the State, approved February 25, 1908.

To the Committee for Courts of Justice:

By MR. WEAVER: A bill to amend and re-enact An act to provide for the appointment every two years by the Governor of three commissioners for the promotion of uniformity of legislation in the United States, to define their duties, and to authorize the payment of their traveling expenses, approved March 28, 1903, and to authorize the payment of two hundred dollars per annum to the treasurer of the National Conference of Commissioners on uniform laws among the States.

By MR. GRANT: A bill to repeal section 2507 of the Code.

By MR. BOWMAN: A bill to amend and re-enact section 3678 of the Code of Virginia.

By MR. BOWMAN: A bill to amend and re-enact section 3679 of the Code of Virginia.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 38. Senate bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled "when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk," as amended by an act approved March 16, 1910.

No. 48. Senate bill to incorporate the town of Cedar Bluff, in Tazewell county, Virginia.

The following House bills were read at length a first time and ordered to be printed.

No. 59. House bill to authorize the town of Eastville in Northampton county, to issue bonds and to borrow money for the purpose of paying the balance due for completing the work of macadamizing the roads or streets through the town.

No. 60. House bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same.

No. 61. House bill to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-

enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066, 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits, and giving jurisdiction of courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion there or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910, and as further amended by an act approved March 9, 1910.

No. 62. House bill to validate acknowledgments to deeds heretofore made and certified by officers having authority to take such acknowledgments in the State wherein they reside.

No. 63. House bill to regulate the postponement of trials in civil suits, actions or proceedings, when a motion therefor is made on account of absence of evidence.

No. 64. House bill to amend and re-enact an act to amend and re-enact section 3680 of the Code of Virginia, in reference to rape and its punishment, approved March 3, 1896.

No. 65. House bill to amend and re-enact section 4 of an act entitled an act to amend an act approved March 12, 1904, as amended March 14, 1906, and also as amended and approved March 12, 1908.

No. 66. House bill to amend and re-enact section 3922 of the Code of Virginia of 1904.

No. 13. House bill to prohibit gambling, unfinished business, came up.

MR. HOWERTON moved to recommit the bill; which was rejected.

The amendment proposed by MR. OLIVER to strike out line 10, the words "the Commonwealth and" was agreed to.

The amendment proposed by MR. OLIVER to strike out lines 8, 9, 10 and 11 was rejected.

MR. MONTAGUE moved to amend after the word "money," in line 3, add the words "or any other thing exceeding in value five dollars, within twenty-four hours"; which was rejected.

MR. BANKS moved to dismiss the bill; which was rejected.

The bill having been printed and having been read at length a second time was ordered to be engrossed.

The following House bills were read at length a third time and passed:

No. 8. House bill to amend and re-enact an act approved Feb-

ruary 26, 1910, entitled an act to amend and re-enact section 525 of the Code of Virginia, as heretofore amended—yeas, 63; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Borden, Brown, Thos., Brown, W. N., Buck, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Jennings, Jordan, Kemper, Kinsey, Land, Martin, Meetze, Milstead, Montague, Moore, Old, Oliver, Page, Peek, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Templeton, Terrell, Throckmorton, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—63.

**NAYS**—None.

No. 24. House bill to appropriate certain sums of money from the Virginia State treasury in aid of duly organized Confederate memorial associations of this State having in charge and that expend such money upon cemeteries containing the graves of Confederate soldiers or sailors—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bell, Borden, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Martin, Massie, Meetze, Milstead, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Peek, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—79.

**NAYS**—None.

Motions severally made to reconsider the votes by which Nos. 8 and 24, House bills, were passed, were rejected.

The following House bills having been printed were read at length a second time and ordered to be engrossed:

No. 21. House bill to authorize the school board of Western Branch Magisterial District, No. 1, of the county of Norfolk, to borrow \$81,600 for the purpose of refunding bonds issued by authority of Acts of the General Assembly, approved February 16, 1901, March 8, 1906, February 8, 1908, March 12, 1908, and March 4, 1910, and also an additional \$20,000 for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$101,600 in amount.

No. 22. House bill to authorize the school board of Washington Magisterial District, No. 5, of the county of Norfolk, to borrow money for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$20,000 in amount.

No. 23. House bill to amend and re-enact an act entitled an act to provide for instruction in agriculture, domestic arts and sciences and manual training in public high schools, approved March 16, 1910.

No. 29. House bill to provide for the resubmission to the people for approval and ratification of the proposed amendments to section 119 of article 8 of the Constitution of Virginia, in relation to commissioners of the revenue in the cities, and section 120 of article 8 of the Constitution of Virginia, in relation to treasurers in the cities, in order that there may be a separate vote of the people on each of said proposed amendments.

No. 33. House bill to amend and re-enact an act entitled An act to amend and re-enact section 2197 of the Code of Virginia, in relation to burial of hogs that died from disease, as amended and re-enacted by an act approved March 30, 1890, and by an act approved February 1, 1896, so as to require the cremation or burial of all animals or fowls that die from contagious or infectious diseases, and fixing penalties for violation thereof, approved March 15, 1904, making the act apply to animals or fowls dying from any disease.

No. 35. House bill to amend and re-enact section 1130-b of the Code of Virginia, to enable certain mining and manufacturing corporations of other States and counties to conduct operations in this State. (Amended.)

No. 38. House bill to require the clerks of the Supreme Court of Appeals, at its various places of session to mail to the law librarian of the University of Virginia copies of all printed briefs and records filed in said court.

No. 42. House bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, relative to the duties and powers of the boards of supervisors of the several counties of the State, approved March 16, 1910.

No. 43. House bill to amend and re-enact section 2 of chapter 336 of Acts 1908, entitled An act to provide for submitting the question of the removal of the courthouse of any county to the qualified voters of such county, and in the event such removal is voted, to authorize the board of supervisors to acquire necessary land and erect buildings, and to empower councils of towns, when authorized by the vote of the people of such town, to issue bonds, the money derived from the sale of which may be donated as an inducement for the location of the county courthouse.

No. 44. House bill to amend and re-enact section 819 of the Code of Virginia, in relation to where county, city and district officers shall



reside, as amended by Acts 1878-9, page 318, and 1902-1903-1904, pages 535-654. (Amended.)

No. 45. House bill to amend and re-enact section 848 of the Code of Virginia, as heretofore amended, in relation to the compensation of supervisors.

No. 46. House bill to amend chapter 412, Acts of 1887 and 1888, entitled an act to incorporate the town of Estillville (now Gate City), in the county of Scott, approved March 5, 1888, as amended by an act approved March 1, 1892, as amended by an act approved February 9, 1898.

No. 47. House bill to authorize the council of the town of Pocahontas to sell and convey the fee in a part of a certain street.

No. 48. House bill to prevent the killing of robins.

No. 52. House bill to amend and re-enact section 1582, chapter 69, of the Code of Virginia, relating to State cadets in the Virginia Military Institute.

On motion of Mr. OLD, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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MONDAY, JANUARY 22, 1912.

Prayer by Rev. Benjamin Dennis, Evangelist, Protestant Episcopal Church.

On motion of Mr. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as required by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 20, 1912.*

The Senate has passed Senate bills entitled an act to amend and re-enact section 17 of an act entitled An act to raise revenue for support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended by an act approved December 12, 1903, and as further amended by an act approved March 12, 1908, No. 58; an act to authorize the board of supervisors of Isle of Wight county to build a bridge across Jones creek, No. 31; an act to require a course of in-

struction to be given in civic training in all public high schools and all higher institutions of learning supported by the State, No. 20.

In which they request the concurrence of the House of Delegates.

No. 58 Senate bill was referred to the Committee on Finance.

No. 31 Senate bill was referred to the Committee on Counties, Cities and Towns.

No. 20 Senate bill was referred to the Committee on Schools and Colleges.

The following House bills having been considered by the committee in session, were reported from the Committee on Insurance and Banking:

No. 67. House bill to provide for the incorporation of trust companies and defining their powers, to regulate the business of all such corporations doing a trust or banking business in this State, and requiring examinations to be made of trust companies as required by law to be made of banks.

No. 68. House bill to provide that the status of a bank as a State depository shall not be affected by a change of the name or merger of such bank with another bank, or because it shall be converted into a national bank.

The following House bills having been considered by the committee in session, were reported from the Committee on Asylums and Prisons:

No. 69. House bill to forbid the directors of the State penitentiary to make any contract for the hire of convicts without the specific authorization of the General Assembly.

No. 70. House bill to amend and re-enact an act entitled An act to require the licensing and adequate inspection and supervision of persons and corporations conducting maternity hospitals or lying-in asylums, and of those engaged in placing destitute children in family homes, approved March 10, 1910.

The following House bills having been considered by the committee in session, were reported from the Committee on General Laws.

No. 71. House bill to amend and re-enact an act entitled an act to regulate the hours of labor in factories and manufacturing establishments where females and children under fourteen years of age are employed as operatives, approved March 4, 1890, so as to embrace workshops, laundries and mercantile establishments.

No. 72. House bill to regulate the employment of children in factories, mercantile establishments, workshops and laundries and as messengers or in selling or distributing newspapers or other periodicals in this Commonwealth on and after July 1, 1912, and to prescribe penalties for violations of such regulations.

No. 73. House bill to protect fish in the waters of Roanoke city, Roanoke county and Montgomery county.

No. 74. House bill to amend and re-enact an act of the General Assembly of Virginia, approved January 30, 1900, as amended and re-enacted by an act approved March 10, 1910, in regard to prohibiting the killing of fish in Clinch river, in the county of Russell, with dynamite or other explosives and poisons, and to prescribe a punishment therefor.

The following House bills having been considered by the committee in session, were reported from the Committee on Finance:

No. 75. House bill to amend and re-enact section 38 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, with reference to fees on charters of domestic corporations, as amended by an act approved February 26, 1910.

No. 76. House bill to revise the pension rolls of the Commonwealth.

MR. DANIEL offered the following resolution:

Resolved, That a committee of three be appointed by THE SPEAKER of the House to visit the State farm and report the condition, expenses and proceeds of said farm for the year 1911, and recommend to this General Assembly any change they deem proper; which was agreed to.

THE SPEAKER appointed MESSRS. DANIEL, MARTIN and CHALKLEY the committee provided by the resolution.

MR. JENNINGS offered the following resolution:

Resolved, That the Auditor of Public Accounts be directed to issue his warrant upon the Treasurer of the State, out of the funds provided by and in accordance with an act approved January 20, 1912, to cover such contingent and incidental expenses of the House of Delegates, and Clerk's office of the House of Delegates, gallery doorkeeper, pay of joint committee clerk, extra enrolling, and such other clerical help and other expenses as may be certified to him by the Clerk of the House of Delegates, approved by THE SPEAKER of the House of Delegates; which was agreed to.

MR. LAND offered the following joint resolution:

Resolved by the House of Delegates (the Senate concurring), That the General Assembly proceed this day at 12:30 o'clock P. M. to the election of a judge for the Fourth Judicial Circuit to fill the vacancy occasioned by the resignation of Judge Walter A. Watson, and that in the execution of the joint order for the election of a judge for the Fourth Judicial Circuit nominations shall be made and each

house shall be notified of said nominations, when the roll shall be called and the presiding officer of each house shall appoint a committee of two, which, together, shall constitute a joint committee to count the joint vote and report the result to their respective houses; which was agreed to.

Ordered that MR. LAND carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. ECHOLS, who informed the House that the Senate had agreed to the joint resolution, with the following amendment:

Amend by inserting the judge of the corporation court of the city of Staunton to fill the unexpired term, beginning February 1, 1912. Change hour to 12:40.

MR. LAND moved that the House do not concur in the amendment; which was agreed to.

Ordered that MR. LAND inform the Senate that the House refuses to concur in the amendment to the joint resolution proposed by the Senate.

MR. LAND offered the following joint resolution:

Resolved by the House of Delegates (the Senate concurring), That the General Assembly shall proceed at 1:15 o'clock P. M. to-day to the election of judge of the Fourth Judicial Circuit, to fill the vacancy occasioned by the resignation of Judge Walter A. Watson, and a judge of the corporation court of the city of Staunton, to fill the unexpired term beginning February 1, 1912, occasioned by the resignation of Judge Henry W. Holt; and that in the execution of the joint order for the election of judges, nominations shall be made for the whole number, in the order in which they appear in the resolutions providing for their election, and that each house shall be notified of said nominations, when the roll shall be called for election of the judges in the order named in the concurrent resolution providing for their election, and when the rolls shall have been called for the whole number, the presiding officer of each house shall appoint a committee of two, which, together, shall constitute a joint committee to count the joint vote in each case and report the result to their respective houses; which was agreed to.

Ordered that MR. LAND carry the joint resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. BROCK, who informed the House that the Senate had agreed to the joint resolution.

The hour of 1:15 o'clock P. M. having arrived, ordered that MR. LAND inform the Senate that the House was ready on its part to proceed to the execution of the joint order.

A message was received from the Senate, by MR. DREWRY, who



informed the House that the Senate was ready on its part to proceed to the execution of the joint order.

MR. LAND nominated Robert G. Southall for judge of the Fourth Judicial Circuit.

MR. KEMPER nominated Richard S. Ker for judge of the corporation court of the city of Staunton.

Ordered that MR. KEMPER inform the Senate that the following nominations had been made in the House: .

For judge of the Fourth Judicial Circuit, Robert G. Southall.

For judge of the corporation court of the city of Staunton, Richard S. Ker.

A message was received from the Senate, by MR. ECHOLS, who informed the House that no additional names had been added in the Senate to the list of nominations made by the House.

The roll was called with the following result:

For Judge of the Fourth Judicial Circuit:

Robert G. Southall,        -        -        -        -        -        86

The vote was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bell, Borden, Brewer, Brown, Thos., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Morris, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Ruthersfoord, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

For Judge of the Corporation Court of the city of Staunton:

Richard S. Ker,        -        -        -        -        -        86

The vote was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bell, Borden, Brewer, Brown, Thos., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Ruthersfoord, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Walton.

Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—86.

NAYS—None.

THE SPEAKER appointed MESSRS. LAND and KEMPER the committee on the part of the House to count and report the joint vote. The committee subsequently reported as follows:

For Judge of the Fourth Judicial Circuit:

|                                |   |   |   |     |
|--------------------------------|---|---|---|-----|
| Whole number of votes cast, -  | - | - | - | 119 |
| Necessary to a choice, -       | - | - | - | 60  |
| Robert G. Southall received, - | - | - | - | 119 |

For Judge of the Corporation Court of the city of Staunton:

|                               |   |   |   |     |
|-------------------------------|---|---|---|-----|
| Whole number of votes cast, - | - | - | - | 119 |
| Necessary to a choice, -      | - | - | - | 60  |
| Richard S. Ker received, -    | - | - | - | 119 |

Robert G. Southall having received all of the votes cast for Judge of the Fourth Judicial Circuit, was declared by THE SPEAKER duly elected Judge of the Fourth Judicial Circuit to fill the vacancy occasioned by the resignation of Judge Walter A. Watson for the term prescribed by law.

Richard S. Ker having received all the votes cast for Judge of the Corporation Court of the city of Staunton, was declared by THE SPEAKER duly elected Judge of the Corporation Court of the city of Staunton to fill the vacancy occasioned by the resignation of Judge Henry W. Holt, for the term prescribed by law.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 589 of the Code of Virginia, edition 1887, entitled "when no tax on seal to be charged."

By MR. KEMPER: A bill to separate State, county and municipal taxes in Virginia.

By MR. STEPHENSON of New Kent and MR. MONCURE: A bill to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 10, 1906, and as amended and re-enacted by an act approved March 12, 1908.

To the Committee on Schools and Colleges:

By MR. RAKES: A bill to repeal an act approved March 14, 1908, providing a retirement fund for public school teachers.

To the Joint Committee on Special, Private and Local Legislation:

By MR. FITZHUGH: A bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of erecting, equipping and operating a plant for the manufacture, distribution and sale of electricity.

By MR. WATTS: A bill to amend and re-enact sections 2, 3, 4, 5, 8, 9, 11, 12, 15, 16, 17, 18, 19, 20, 21, 27, 33, 42, 45, 47, 53, 54, 55, 60, 68, 69, 79, 80, 81, 82, 87, 88, 99, 101 of an act approved February 28, 1896, entitled an act to provide a new charter for the city of Roanoke.

By MR. FITZHUGH: A bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of funding or redeeming certain outstanding bonds known as water bonds, maturing on the 11th day of May, A. D. 1916, and to extend and improve the water or sewer systems of the town.

By MR. TAYLOR: A bill to authorize P. A. Richmond, who is under twenty-one years of age, but over twenty years of age, to qualify as deputy for J. F. Richmond, county clerk of Scott county, Virginia.

By MR. FITZHUGH: A bill to permit George F. Parrimore to build a toll bridge across Kings creek, in Northampton county.

By MR. BELL: A bill to prevent the trapping of foxes in the county of Culpeper except the months of November and December in any year, and requiring those who trap foxes to visit their traps every day they so trap and release any dog or dogs that may have been caught in said traps.

To the Committee on Roads and Internal Navigation:

By MR. STEPHENSON of Bath: A bill to amend and re-enact section 47 of an act approved March 16, 1910, entitled an act to amend and re-enact section 47 of an act approved March 15, 1906, entitled an act to add section 47 to chapter 106 of the Acts of Assembly of Virginia, 1904, entitled an act to provide the establishment, proper construction and permanent improvement of the public roads and landings for building and keeping in repair of all public roads, bridges and landings, for building and keeping in repair of all public roads, bridges, causeways and wharves in the several counties of the State, and to repeal chapter 43 of the Code of Virginia, approved March 12, 1904.

To the Committee on General Laws:

By MR. SMITH: A bill to amend and re-enact subsection 5 of section 2070-a of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908, and further amended and re-enacted by an act approved March 16, 1910, as to certain counties.

By MR. FITZHUGH: A bill to require every person carrying on his person hid from common observation any pistol, dirk, bowie knife, slung shot, razor, billy, metallic or other false knuckles, or any other dangerous or deadly weapon of like kind or character, to obtain a State license for so doing; to regulate the granting of such licenses, and imposing penalties upon any person carrying such concealed weapons without having first obtained such license.

To the Committee on Chesapeake and Its Tributaries:

By MESSRS. PEYTON and MONCURE: A bill to amend and re-enact subsection 7 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act; sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, to impose a penalty for the violation of this act, approved May 5, 1903; an act entitled an act to prohibit the use of pound nets and purse nets in the waters of the James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888; an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900; an act entitled an act to provide clamming grounds in the waters of this State, approved March 8, 1894, by an act approved March 14, 1910.

To the Committee on Privileges and Elections:

By MR. WEBB: A bill to amend and re-enact an act approved



March 10, 1904, as amended and re-enacted by an act approved March 3, 1908, entitled an act to provide for lists of all persons who have paid their State poll taxes and for posting the same, and for providing compensation therefor.

To the Committee for Courts of Justice:

By MR. STEPHENSON of Bath: A bill to provide for the recordation of the names of the heirs of a person dying intestate.

By MR. MILSTEAD: A bill to amend and re-enact section 2436 of the Code of Virginia, in regard to the effect of the decree in suits for the sale of contingent estates.

By MR. GILLIAM: A bill to provide for the sale of estates of freehold in land, and such estates in personal property as would be estates of freehold, if they were estates in land, taken by deed, will or other writing, to any person, with limitation therein, by way of remainder to his heirs or heirs of his body, or issue or other words of like import, and the investment of the proceeds of such sales for the use and benefit of the persons so holding the estate subject to such limitation.

By MR. COX: A bill regulating actions for recovery of rent and right of re-entry, limiting the time for such action or re-entry, and establishing presumptions of release or extinguishment of rent after lapse of certain period.

The morning hour having expired the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

No. 67. House bill to provide for the incorporation of trust companies and defining their powers, to regulate the business of all such corporations doing a trust or banking business in this State, and requiring examinations to be made of trust companies as required by law to be made of banks.

No. 68. House bill to provide that the status of a bank as a State depository shall not be affected by a change of the name or merger of such bank with another bank, or because it shall be converted into a national bank.

No. 69. House bill to forbid the directors of the State penitentiary to make any contract for the hire of convicts without the specific authorization of the General Assembly.

No. 70. House bill to amend and re-enact an act entitled An act to require the licensing and adequate inspection and supervision of persons and corporations conducting maternity hospitals or lying-in asylums, and of those engaged in placing destitute children in family homes, approved March 10, 1910.

No. 71. House bill to amend and re-enact an act entitled an act to regulate the hours of labor in factories and manufacturing establishments where females and children under fourteen years of age are employed as operatives, approved March 4, 1890, so as to embrace workshops, laundries and mercantile establishments.

No. 72. House bill to regulate the employment of children in factories, mercantile establishments, workshops and laundries and as messengers or in selling or distributing newspapers or other periodicals in this Commonwealth on and after July 1, 1912, and to prescribe penalties for violations of such regulations.

No. 73. House bill to protect fish in the waters of Roanoke city, Roanoke county and Montgomery county.

No. 74. House bill to amend and re-enact an act of the General Assembly of Virginia, approved January 30, 1900, as amended and re-enacted by an act approved March 10, 1910, in regard to prohibiting the killing of fish in Clinch river, in the county of Russell, with dynamite or other explosives and poisons, and to prescribe a punishment therefor.

No. 75. House bill to amend and re-enact section 38 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, with reference to fees on charters of domestic corporations, as amended by an act approved February 26, 1910.

No. 76. House bill to revise the pension rolls of this Commonwealth.

No. 13. House bill to prohibit gambling came up.

MR. OLIVER moved to recommit the bill to the Committee on General Laws; which was agreed to—yeas, 48; nays, 38.

On motion of MR. STEPHENSON, of Bath the vote was recorded as follows:

YEAS—Messrs. Baker, J. M., Baker, W. W., Banks, Bargamin, Bell, Borden, Burt, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Fitzhugh, Flanagan, Fulton, Gilliam, Gregory, Harvey, Harwood, Houston, Howerton, Kemper, Land, Milstead, Montague, Moore, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Row, Stephenson, H. U., Templeton, Terrell, Watts, Weaver, Webb, White, John S., Wise—48.

NAYS—Messrs. Anderson, Bain, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Cox, Evans, Ewing, Grant, Ivey, Jennings, Love, Lunsford, Martin, Massie, Meetze, Mustard, Norris, Robertson, Rolston, Rutherford, Smith, Spessard, Stephenson, John W., Sutphin, Tabb, Tate, Taylor, Throckmorton, Walton, White, Hugh A., Willeroy, Williams, Wissler, Mr. Speaker—38.

The following House bills were read at length a third time and passed:

No. 21. House bill to authorize the school board of Western Branch Magisterial District, No. 1, of the county of Norfolk, to borrow \$81,600 for the purpose of refunding bonds issued by authority of Acts of the General Assembly, approved February 16, 1911, March 8, 1906, February 8, 1908, March 12, 1908, and March 4, 1910, and also an additional \$20,000 for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$101,600 in amount—yeas, 78; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Love, Massie, Meetze, Milstead, Moncure, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stephenson, H. U., Stratton, Tate, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—78.

NAYS—None.

No. 22. House bill to authorize the school board of Washington Magisterial District, No. 5, of the county of Norfolk, to borrow money for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$20,000 in amount—yeas, 79; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Bain, Baker, James M., Baker, W. W., Bell, Borden, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Old, Oliver, Page, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rew, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Tate, Templeton, Terrell, Throckmorton, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—79.

NAYS—None.

No. 23. House bill to amend and re-enact an act entitled an act to provide for instruction in agriculture, domestic arts and sciences and manual training in public high schools, approved March 16, 1910—yeas, 69; nays, 6.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Banks, Bargamin, Bell, Borden, Brown, Thos., Brown, W. N., Browning, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Gregory, Houston, Howerton, Ivey, Jennings, Kemper, Kinsey, Land, Lunsford, Martin, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Old, Oliver, Page, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Terrell, Throckmorton, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wissler—69.

NAYS—Messrs. Baker, James M., Harvey, Kemper, Taylor, Templeton, Wise—6.

No. 29. House bill to provide for the resubmission to the people for approval and ratification of the proposed amendments to section 119 of article 8 of the Constitution of Virginia, in relation to commissioners of the revenue in the cities, and section 120 of article 8 of the Constitution of Virginia, in relation to treasurers in the cities, in order that there may be a separate vote of the people on each of said proposed amendments—yeas, 73; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Jennings, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Old, Oliver, Page, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Throckmorton, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—73.

NAYS—Mr. Smith—1.

No. 33. House bill to amend and re-enact an act entitled An act to amend and re-enact section 2197 of the Code of Virginia, in relation to burial of hogs that died from disease, as amended and re-enacted by an act approved March 30, 1890, and by an act approved February 1, 1896, so as to require the cremation or burial of all animals or fowls that die from contagious or infectious diseases, and fixing penalties for violation thereof, approved March 15, 1904, making the act apply to animals or fowls dying from any disease—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mus-



tard, Old, Oliver, Page, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise—76.

NAYS—None.

No. 38. House bill to require the clerks of the Supreme Court of Appeals, at its various places of session, to mail to the law librarian of the University of Virginia copies of all printed briefs and records filed in said court—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bell, Borden, Brewer, Brown, Thos., Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Curtis, Daniel, Earman, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Peyton, Radford, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams—76.

NAYS—None.

No. 42. House bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, relative to the duties and powers of the boards of supervisors of the several counties of the State, approved March 16, 1910—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Peyton, Radford, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Templeton, Throckmorton, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams—80.

NAYS—None.

No. 43. House bill to amend and re-enact section 2 of chapter 336 of Acts 1908, entitled An act to provide for submitting the question of the removal of the courthouse of any county to the qualified voters of such county, and in the event such removal is voted, to authorize the board of supervisors to acquire necessary land and erect buildings, and to empower councils of towns, when authorized by the

vote of the people of such town, to issue bonds, the money derived from the sale of which may be donated as an inducement for the location of the county courthouse—yeas, 77; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Bell, Borden, Brewer, Brown, Thos., Buck, Chalkley, Christian, Clarke, Coleman, Dan., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Walton, Watts, Weaver, Webb, White, John S., Williams, Wise, Wessler—77.

NAYS—None.

No. 44. House bill to amend and re-enact section 819 of the Code of Virginia, in relation to where county, city and district officers shall reside, as amended by Acts 1878-1879, page 318, and 1902-1903-1904, pages 535, 654—yeas, 74; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bell, Brewer, Brown, Thos., Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Jordan, Kemper, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Radford, Richardson, Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler—74.

NAYS—None.

No. 45. House bill to amend and re-enact section 848 of the Code of Virginia, as heretofore amended, in relation to the compensation of supervisors—yeas, 65; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bain, Baker, James M., Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Harwood, Kinsey, Land, Love, Lunsford, Martin, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Radford, Richardson, Roberts, John, Robertson, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Walton, Watts, Weaver, Webb, White, John S., Williams, Wise, Wessler—65.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 21,

22, 23, 29, 33, 38, 42, 43, 44 and 45, House bills, were passed were rejected.

No. 35. House bill to amend and re-enact section 1130-b of the Code of Virginia, to enable certain mining and manufacturing corporations of other States and countries to conduct operations in this State, came up.

MR. SPESSARD moved to reconsider the vote by which the bill was ordered to be engrossed.

MR. THROCKMORTON moved to pass by the motion to reconsider; which was agreed to.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 6. House bill to amend sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties; 31, 37, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended.

No. 64. Senate bill to declare that when offices held by persons who may be or have become adjudged to be lunatics or insane, shall be vacant, and how such vacancies shall be filled.

On motion of MR. RUTHERFOORD, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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TUESDAY, JANUARY 23, 1912.

Prayer by Rev. Frank T. Wells, of Broad Street Methodist Episcopal Church, South.

On motion of MR. COX, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 22, 1912.*

The Senate has passed House bill entitled an act to appropriate \$40,000, or so much thereof as may be necessary, for the purpose of

paying to the several Confederate pensioners on the rolls the ten per centum deducted from their 1911 pensions, No. 5.

They have passed Senate bills entitled an act to amend and re-enact section 788 of the Code of Virginia, relating to the report of the Auditor of Public Accounts, No. 21; an act to amend and re-enact section 13 of an act approved March 17, 1910, entitled an act to raise revenue for the support of the government and the public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, No. 40.

In which they request the concurrence of the House of Delegates.

Nos. 21 and 40 Senate bills were referred to the Committee on Finance.

No. 30. Senate bill to give concurrent jurisdiction to the circuit court of any county within which is situated any city which has undergone transition from a city of the second class to a city of the first class since the present Constitution went into effect, with the corporation court of such city in all acts at law and suits in equity until a separate circuit court for such city shall be established, having been considered by the committee in session, was reported from the Committee for Courts of Justice.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 77. House bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved February 23, 1906, entitled An act to authorize the sale of lots purchased by the Commonwealth for delinquent taxes and not redeemed within four years or more.

No. 78. House bill to amend and re-enact section 4016 of the Code of Virginia.

No. 79. House bill to amend and re-enact section 3146 of the Code of Virginia.

No. 80. House bill to provide that fees of sheriffs and constables for summoning witnesses shall be the same as those for serving a process.

No. 81. House bill to provide that a party to any action at law or suit in equity shall not be held as waiving his rights to object and except to the ruling of the court where a demurrer to his pleading has been sustained, and he has amended as the result of such ruling.

No. 82. Joint resolution relating to the joint resolution of the Congress of the United States, proposing an amendment to the Constitution of the United States, to be known as article 16.

The following House bills having been considered by the committee in session, were reported from the Committee on General Laws:

No. 83. House bill making certain provisions in reference to the



construction of factories; providing for the use of certain safety appliances therein, and the protection of dangerous machinery therein, and unsafe machinery therein, making provisions how factories shall be lighted, vesting in the Commissioner of Labor certain powers in reference thereto, and providing certain penalties for failure to comply with the provisions of this act.

No. 84. House bill to amend and re-enact an act entitled an act to secure to operatives and laborers engaged in and about railroad shops, coal mines, manufactories or iron and steel and all other manufactories the payment of wages at regular intervals and in lawful money of the United States, approved May 23, 1887, as hereinafter amended.

No. 85. House bill to define and regulate the practice of optometry, etc.

No. 86. House bill to prevent trespassing by chickens, fowls and other poultry, and to provide penalties therefor.

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns.

No. 87. House bill to amend and re-enact section 1 of chapter 541 of the Acts of the General Assembly, 1897-1898, relating to the lot in the city of Richmond belonging to Henrico county, on which the courthouse of said county is situated.

No. 88. House bill to amend and re-enact an act entitled An act authorizing the board of supervisors of Henrico county to require osage orange hedges bordering on public roads of said county to be trimmed by owners of such hedges and to impose a fine for failure to comply, which became a law December 20, 1897, by enlarging the powers of the said board of supervisors.

No. 89. House bill to amend and re-enact section 43 of chapter 5 of the charter of Basic City, Virginia.

House bill to amend and re-enact the first subsection of section 23 of an act entitled an act to provide a new charter for the city of Portsmouth, approved March 10, 1908, so as to authorize the council of said city to delegate by ordinance to the board of water commissioners of said city the power to establish or enlarge water works within or without the limits of said city, and to acquire land, water, water rights or easements necessary for the same by purchase or condemnation, having been considered by the Joint Committee on Special, Private and Local Legislation, as returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties, and to amend and re-enact sections 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of funding or redeeming certain outstanding bonds known as water bonds, maturing on the 11th day of May, A. D. 1916, and to extend and improve the water or sewer systems of the said town, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of erecting, equipping and operating a plant for the manufacture, distribution and sale of electricity, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize the board of supervisors of Rockbridge county and the town of Lexington, or either of them, to contribute such sum as in the judgment of the board of supervisors or the town council may seem proper for the benefit of the Jackson Memorial Hospital in the town of Lexington, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to establish the Pulaski County Confederate Home, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House joint resolution proposing amendments to section 18, 20, 21, 24, 26, 29, 32, 35 and 38 of article 2 of the Constitution of Virginia, concerning elective franchise and qualifications for office, and providing for publishing said amendments and certifying the same to the next General Assembly of Virginia, having been considered by the committee in session, was reported from the Committee on Privileges and Elections, with a recommendation that it do not pass.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
*January 23, 1912.*

*To the General Assembly of Virginia:*

Upon the 3d day of March, 1892, an act of the General Assembly of Virginia was passed, under which R. E. Lee Camp, No. 1, Confederate Veterans, agreed in consideration of a sufficient appropriation thereafter to be made, to convey to the State twenty-five acres of land in the western part of the city of Richmond, reserving to the grantors the right of possession for twenty-two years, when it was thought there would be no further need for the Confederate home. Experience, however, has demonstrated that the use of the property as a home for Confederate veterans will have to be continued for some years yet, and I, therefore, recommend the passage of a bill drawn by a member of the R. E. Lee Camp of Confederate Veterans, by

which the grantors' possession in the property is continued for thirty years instead of twenty-two, thus extending the act for eight years from 1914. I trust it will be the pleasure of the General Assembly to enact into law the bill which accompanies this message, thus giving the extension of time asked for.

WILLIAM HODGES MANN,  
*Governor.*

On motion of MR. KENT, leave of absence was granted to MR. STEBBINS for one day.

MR. ROBERTS of Mecklenburg offered the following resolution:

Be it resolved by the House of Delegates, That the Finance Committee be instructed to increase the appropriation for pensions to the Confederate soldiers from \$450,000, the amount appropriated for each of the last two fiscal years, to \$550,000 each for the next two fiscal years of 1912 and 1913.

The resolution was referred to the Committee on Finance.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. HARWOOD: A bill to amend and re-enact section 1169 of the Code of Virginia, as amended by an act approved March 17, 1910.

By MR. KEMPER: A bill to provide for a uniform ending and beginning of the fiscal year in Virginia.

By MR. COX: A bill to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

To the Committee on Schools and Colleges:

By MESSRS. BAKER of Chesterfield and IVEY: A bill to amend and re-enact section 1518 of the Code of Virginia, as heretofore amended, in relation to treasurer's accounts; how rendered and examined.

By MESSRS. BAKER of Chesterfield and IVEY: A bill to amend and re-enact section 1515 of the Code of Virginia, as heretofore amended, in relation to the collection and disbursement of school moneys by the county treasurers, and their compensation.

By MR. KEMPER: A bill to amend and re-enact section 1656-a,



Code of Virginia, in reference to appointing teachers in the Virginia School for the Deaf and Blind at Staunton, Virginia.

To the Committee on General Laws:

By MR. HARWOOD: A bill to regulate the conduct and equipment of hotels, to provide for the inspection thereof, and penalties for the violation of the provisions hereof.

To the Committee on Banking and Insurance:

By MR. COX: A bill fixing the liability of a bank to its depositors for payment of forged or raised checks.

By MR. WILLIAMS: A bill to amend and re-enact section 1170 of the act entitled an act to amend and re-enact sections 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add independent sections thereto, so as to provide for the examination of banks and other similar institutions in this State, and to make certain general provisions, and for the conduct of the business of banking, and to provide penalties for the violation of the provisions hereof.

By MR. COX: A bill relative to payment and custody of deposits in two or more names.

To the Committee on Roads and Internal Navigation:

By MR. HOUSTON: A bill entitling the holder of a railroad ticket, or mileage slip accepted by the railroad company in lieu thereof, to check not exceeding two hundred pounds of baggage to point of destination.

To the Committee on Counties, Cities and Towns:

By MR. WISE: A bill to amend and re-enact section 882 of the Code of Virginia, as heretofore amended, in relation to the compensation of overseers of the poor.

By MR. WEAVER: A bill to amend and re-enact section 1 of an act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State.

By MR. WEAVER: A bill to amend and re-enact section 1 of an act to provide for the issuing of county bonds for permanent road or bridge improvement in the counties of the State.

To the Committee for Courts of Justice:

By MR. ROLSTON: A bill to amend and re-enact section 2265 of the Code of Virginia, in relation to prohibition of remarriage in decrees of divorce.

By MR. COX: A bill to punish the making or use of false statements to obtain property or credit.

By MR. COX: A bill defining the crime of burglary with explosives and providing the punishment therefor.

By MR. WHITE of Rockbridge: A bill prohibiting contributory negligence to be made a defense in actions for personal injuries.

By MR. WHITE of Rockbridge: A bill to amend and re-enact an act entitled an act to authorize the sale of real estate held as courtesy or as dower, whether the remainder be vested or contingent and whether the remaindermen be infants or adults, approved December 17, 1903, and to provide for partition in certain cases.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3984 of the Code of Virginia, as to how indictments found and presentments made and how amended.

By MR. ROLSTON: A bill to place in the discretion of the court to require testimony in a divorce case to be given *ore tenus* in open court, and providing how testimony so given, or the facts so proven, may be made part of the record of the cause for appeal.

By MR. ROLSTON: A bill to amend and re-enact section 176 of the Code of Virginia, having reference to when affirmation may be made in lieu of taking an oath.

By MR. ROLSTON: A bill to make infants under fourteen years of age and persons otherwise defective in understanding competent to testify *ore tenus* without oath or affirmation.

By MR. WATTS: A bill to prevent the oppression or intimidation of persons held in custody, or under arrest, and to provide punishment for persons violating this act.

By MR. MONCURE: A bill to amend and re-enact an act entitled an act imposing upon railroad corporations liability for injury to their employees in certain cases, approved March 27, 1902.

By MR. STEPHENSON of Bath: A bill to prescribe in what cases a justice of the peace shall not have jurisdiction in a suit or warrant.

By MR. WHITE of Rockbridge: A bill to fix and define the evidential effect of a seal affixed to writings.

By MR. WHITE of Rockbridge: A bill requiring juries to pass upon the question of negligence in actions for personal injuries.

By MR. WHITE of Rockbridge: A bill to allow the employment of court stenographers in cases punishable by death.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 718 of the Code of Virginia, entitled justices to certify fines to clerks, as heretofore amended.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3580 of the Code of Virginia.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 577 of the Code of Virginia, entitled presentment, indictment or information, process thereon; attorney's fee; no officer to receive fees out of the treasury; taxation of cost, limitation to prosecutions.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 8746 of the Code of Virginia.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 4021 of the Code, and to amend and re-enact section 4023 of the Code, as amended by an act approved January 2, 1904.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 819-a of the Pollard Code of 1904, entitled duties, compensation, liabilities of officers; their residence.

By MR. WHITE of Rockbridge: A bill requiring contributory negligence to be pleaded.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3988 of the Code of Virginia, in relation to commissioners, sheriffs, constables, etc., to give information of violation of penal laws to the attorney for the Commonwealth, as heretofore amended.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 4084 of the Code of Virginia.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 776 of the Code of Virginia.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3527 of the Code of Virginia.

By MR. JENNINGS: A bill to invalidate assignments of wages to secure loans in certain cases, unless accepted, and restricting their effect as security.

By MR. WHITE of Rockbridge: A bill to amend and re-enact chapter 25 of the Acts of the General Assembly of Virginia of 1906, approved February 17, 1906, entitled an act to authorize the board of supervisors of any county or council of any city or town to offer rewards for the arrest and conviction of criminals where the crime was committed within the limits of said counties, cities or towns.

By MR. WHITE of Rockbridge: A bill providing that railroad employees do not assume risks incident to the manner in which railroads conduct their business.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3742 of the Code of Virginia.

To the Joint Committee on Special, Private and Local Legislation:

By MR. HOWERTON: A bill to amend and re-enact section 12 of an act approved March 16, 1910, entitled an act to provide for the building, working and repairing of public roads of Sussex county, and

to authorize any magisterial district therein to borrow money and to issue bonds for the purpose of building said roads, and to provide for the payment of such bonds and the interest to accrue thereon, and to authorize the county to issue bonds for any magisterial district road purposes.

By MR. HARWOOD: A bill to amend section 3 of an act approved March 3, 1892, entitled an act making annual appropriations to the Confederate Soldiers' Home, in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee of said deed.

By MR. SRS. OLD and PEEK: A bill to authorize the board of supervisors of Norfolk county to borrow a sum not exceeding \$200,000 for the purpose of permanent road improvements in said county, and to issue bonds therefor secured by a deed of trust on the interest of said county in the Norfolk county ferries, and to authorize the circuit court of Norfolk county, or the judge thereof in vacation, to appoint a commission of three freeholders of said county to have charge of said permanent road improvements and the expenditure of the proceeds of said bond issue.

By MR. FLANAGAN: A bill to authorize and empower the board of supervisors of the county of Montgomery, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture and stock raising in said county.

By MR. BREWER: A bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 30. Senate bill to give concurrent jurisdiction to the circuit court of any county within which is situated any city which has undergone transition from a city of the second class to a city of the first class since the present Constitution went into effect, with the corporation court of such city in all actions at law and suits in equity until a separate circuit court for such city shall be established, was read at length the first time.

The following House bills were read at length a first time and ordered to be printed:

No. 77. House bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved February 23, 1906, en-



titled An act to authorize the sale of lots purchased by the Commonwealth for delinquent taxes and not redeemed within four years or more.

No. 78. House bill to amend and re-enact section 4016 of the Code of Virginia.

No. 79. House bill to amend and re-enact section 3146 of the Code of Virginia.

No. 80. House bill to provide that fees of sheriffs and constables for summoning witnesses shall be the same as those for serving a process.

No. 81. House bill to provide that a party to any action at law or suit in equity shall not be held as waiving his rights to object and except to the ruling of the court where a demurrer to his pleading has been sustained, and he has amended, as the result of such ruling.

No. 82. Joint resolution relating to the joint resolution of the Congress of the United States, proposing an amendment to the Constitution of the United States, to be known as article 16.

No. 83. House bill making certain provisions in reference to the construction of factories; providing for the use of certain safety appliances therein, and the protection of dangerous machinery therein, and unsafe machinery therein, making provisions how factories shall be lighted, vesting in the Commissioner of Labor certain powers in reference thereto, and providing certain penalties for failure to comply with the provisions of this act.

No. 84. House bill to amend and re-enact an act entitled an act to secure to operatives and laborers engaged in and about railroad shops, coal mines, manufactories of iron and steel and all other manufactories the payment of wages at regular intervals and in lawful money of the United States, approved May 23, 1887, as hereinafter amended.

No. 85. House bill to define and regulate the practice of optometry, etc.

No. 86. House bill to prevent trespassing by chickens, fowls and other poultry, and to provide penalties therefor.

No. 87. House bill to amend and re-enact section 1 of chapter 541 of the Acts of the General Assembly, 1897-1898, relating to the lot in the city of Richmond belonging to Henrico county, on which the courthouse of said county is situated.

No. 88. House bill to amend and re-enact an act entitled an act authorizing the board of supervisors of Henrico county to require osage orange hedges bordering on public roads of said county to be trimmed by owners of such hedges, and to impose a fine for failure to comply, which became a law December 20, 1897, by enlarging the powers of the said board of supervisors.

No. 89. House bill to amend and re-enact section 43 of chapter 5 of the charter of Basic City, Virginia.

No. 11. Senate bill to authorize any county which, together with a city, shall constitute a judicial circuit, to increase the salary of the circuit judge, was, on motion of Mr. Cox, dismissed.

The motion of Mr. SPESSARD to reconsider the vote by which No. 35, House bill to amend and re-enact section 1130-b of the Code of Virginia, to enable certain mining and manufacturing corporations of other States and countries to conduct operations in this State, was ordered to be engrossed; was agreed to.

On motion of Mr. SPESSARD, the bill was amended. The bill, as amended, was ordered to be engrossed.

The bill, as amended, being presently engrossed, was read at length a third time and passed—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

The following House bills were read at length a third time and passed:

No. 46. House bill to amend chapter 412, Acts 1887 and 1888, entitled an act to incorporate the town of Estillville (now Gate City), in the county of Scott, approved March 5, 1888, as amended by an act approved March 1, 1892, as amended by an act approved February 9, 1898—yeas, 93; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—93.

NAYS—None.

No. 47. House bill to authorize the council of the town of Pocahontas to sell and convey in fee in a part of a certain street—yeas, 96; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—96.

NAYS—None.

No. 48. House bill to prevent the killing of robins—yeas, 83; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—83.

NAYS—Messrs. Brown, Thos., Norris—2.

No. 52. House bill to amend and re-enact section 1582, chapter 69, of the Code of Virginia, relating to State cadets in the Virginia Military Institute—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Brewer, Brown, Thos., Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 35, 46, 47, 48 and 52, House bills, were passed were rejected.

The following Senate bills were read at length a second time:

No. 38. Senate bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled "when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk," as amended by an act approved March 16, 1910.

No. 48. Senate bill to incorporate the town of Cedar Bluff, in Tazewell county, Virginia.

The following House bills were read at length a first time and ordered to be printed:

No. 26. House bill to amend and re-enact an act entitled An act to authorize cities to create, improve and develop harbors within the corporate limits, or within two miles thereof, approved March 16, 1910, and to authorize the issuance of bonds therefor, and to give jurisdiction over same.

No. 31. House bill to amend and re-enact section 4 of chapter 4 of an act entitled An act concerning corporations, which became a law on May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chapter 4 of an act concerning corporations. (Amended.)

No. 32. House bill to amend and re-enact section 10 of chapter 1 of an act entitled an act concerning corporations, which became a law May 21, 1903, with reference to the decrease of outstanding capital stock. (Amended.)

The hour of 1 o'clock P. M. having arrived, being the time fixed for the execution of the joint order, which has for its object the election of a Senator to the Congress of the United States for the term of six years, commencing on March 4, 1913, and to the election of a Senator to the Congress of the United States to fill the vacancy caused by the death of the Hon. John Warwick Daniel.

Ordered that MR. THROCKMORTON inform the Senate that the House of Delegates is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate, by MR. WENDENBURG, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

MR. BYRD nominated Thomas Staples Martin, of Albemarle, to represent this State in the Congress of the United States for the term of six years, commencing March 4, 1913, in the following speech:

"On a similar occasion six years ago I had the honor to place in nomination the name of the distinguished gentleman who is now the senior Senator from Virginia.



"In speaking of the qualities of Senator Martin I then said :

" 'There is a form of intellect which consists of a clearness of mental vision, a just sense of perspective, and an accurate perception of the relative importance and the true relation of facts. These qualities we summarize in the word judgment. This high mental attribute Senator Martin possesses in a greater degree than any man I know.'

"The six years of service which Senator Martin has given his State and his country since those words were spoken demonstrate the correctness of that estimate.

"He has slowly climbed, basing each step upon accomplished results, into one of the highest seats of power and responsibility. In the fulness of his faculties, with an achieved reputation, with the great authority given him by his fellow Democrats, he stands one of the foremost figures in the nation.

"He stands to-day the reincarnation of the type of Southern statesman who ruled the conscience and intelligence of this nation when political thought was in its formative period.

"He comes at the call of the nation to serve upon a great stage, at a time most eager and expectant, at an epochal and what may prove a transitional period of national life. There was never more needed than at this time the study, courageous, common sense of the senior Senator from Virginia.

"Into the melting pot of this nation has been cast all creeds, all races, all political formulas.

"Out of this melting pot comes political heresies, insistent demands for fundamental changes in the fabric of government.

"It is the fortune of the South that her responsible population is almost pure Anglo-Saxon and her people have inherited the political genius and the administrative ability which is the birthright of the Anglo-Saxon race. For fifty years the whole energy of the South has been occupied in the struggle for a free political existence and for the very breath of industrial life. That struggle has now passed its most exacting period, and her subtle intelligence, her genius for government can be loosed to play its legitimate part in the great drama of national life.

"The nation itself instinctively realizes this, and insistent voices from the uttermost parts of the country are calling for Southern leadership. And the South has splendidly responded. She presents a notable array of statesmen and devotes them to the service of the nation, and among the greatest of them, among the most powerful in intelligence, in experience, in influence, is the senior Senator from Virginia. He has played a great part. He is destined to play a greater. He will be one of those who will help to save representative government in this nation and defend the fundamental principles upon which alone a democratic government can stand.

"In response to the command of the Democratic voters of Virginia, I have the honor to nominate the Hon. Thomas S. Martin, of the county of Albemarle, as Senator of the United States from Virginia."

MR. WILLIAMS nominated Claude Augustus Swanson, of Pittsylvania, to represent this State in the Congress of the United States to fill the vacancy occasioned by the death of Hon. John Warwick Daniel, which term was for six years, beginning March 4, 1911, in the following speech:

"MR. SPEAKER,—I regard the duty I am about to perform the highest political privilege of my life. I believe, MR. SPEAKER, that there is a divinity that shapes the destinies of nations as well as individuals, and the instruments through which this divine interposition is wrought are a very few men. The history of a nation is but the history of a few of its men. In our own southland we find its history embodied almost in the lives of three men. Columbus, the discoverer; Washington, the builder, and Lee, the defender; so, that, after all is said, when we speak of great men, we speak of great history, and the greatest epoch in the history of the southern people has been, not from 1861 to 1865, but from 1865 to, say, 1890, when the political wars of the contending forces of bloody shirt politicians North were, for political preferment, endeavoring to grind beneath their feet the force of the South contending for peace and recognition by the Federal Government. I believe it was a divine interposition that produced a Hoar of Massachusetts and a Daniel of Virginia, who were thrown together in the highest lawmaking body in this land, and by their profound patriotism brought about a complete reconciliation between the North and South. John W. Daniel, in my judgment, by his peculiar position and ability, in the United States Senate, and his great speech at Chicago, contributed more to this happy condition than any living man since the great war, but like all flesh, his days were numbered, and when, in the providence of God, his earthly career was ended, the Governor of this State cast about for one to fill his place. The almost unanimous trend of public sentiment suggested the name of Claude A. Swanson, of Pittsylvania, and in response to this expressed sentiment, the Governor appointed him as Daniel's successor. In the performance of his high duty as the chief executive of this State, and by this commission, the Governor cast upon Swanson the mantle of the great Daniel. Did he make a mistake? The personal and political record of Swanson says no. Did the people of this great State disapprove of this choice? The verdict of this people at the primary polls last September says no. There could have been no more worthy recipient of this mantle than was Swanson. Born of parents made poor by the results of war, Swanson by his own struggles became a splendid lawyer. The people of his native district, in recognition of

his great ability, sent him to Congress, where he remained for years, and while still serving them in Congress the people of his State called him up higher, and in the performance of his great duties as Governor of this Commonwealth I need only say that, coming on the stage at a period of progress and advancement, he did his full share to make the State keep step in the front rank. I perform the greatest political duty of my life when I place in nomination the name of Claude Augustus Swanson."

Ordered that MR. WILLIAMS inform the Senate that Thomas Staples Martin is the only person in nomination before the House for Senator in the Congress of the United States from this State for the term of six years, commencing March 4, 1913; and that

Claude Augustus Swanson is the only person in nomination before the House for Senator in the Congress of the United States from this State to fill the vacancy caused by the death of the Hon. John Warwick Daniel, which term was for six years, beginning March 4, 1911.

A message was received from the Senate, by MR. EARLY, who informed the House that Thomas Staples Martin and Claude Augustus Swanson are the only persons in nomination before the Senate for the respective terms hereinbefore stated.

The rolls were called with the following results:

For Senator in the Congress of the United States for the term of six years, commencing March 4, 1913:

Thomas Staples Martin, - - - - 85

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Filtzhugh, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, John S., Willeroy, Williams, Wise, Mr. Speaker—85.

For Senator in the Congress of the United States to fill the vacancy caused by the death of John W. Daniel, which term was for six years, beginning March 4, 1911:

Claude Augustus Swanson, - - - - 83

The vote was recorded as follows :

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, John S., Willeroy, Williams, Mr. Speaker—83.

Thomas Staples Martin received a majority of all the votes cast for Senator in the Congress of the United States for the term of six years, beginning March 4, 1913.

Claude Augustus Swanson received a majority of all the votes cast for Senator in the Congress of the United States to fill the vacancy caused by the death of John W. Daniel, which term was for six years, beginning March 4, 1911.

MR. WILLIAMS moved that when the House adjourn, it adjourn to meet to-morrow at 11:45 A. M.; which was agreed to.

On motion of MR. WILLIAMS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

WEDNESDAY, JANUARY 24, 1912.

Prayer by Rev. Frank T. Wells, of Broad Street Methodist Episcopal Church, South.

On motion of Mr. Cox, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

No. 58. Senate bill to amend and re-enact section 17 of an act entitled An act to raise revenue for support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended by an act approved December 12, 1903, and as further amended by an act approved March 12, 1908, having been considered by the committee in session, was reported from the Committee on Finance.



No. 90. House bill to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as heretofore amended, entitled an act defining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 29, 1888, entitled an act to further define the duties and enlarge the powers of the Commissioner of Agriculture, and an act approved March 5, 1888, entitled an act to provide a Commissioner of Agriculture of Virginia, and make an appropriation therefor, and to repeal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908, having been considered by the committee in session, was reported from the Committee on Agriculture and Mining.

No. 91. House bill to amend and re-enact sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties, and to amend and re-enact sections 31, 37, 47, 61, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

House bill to amend and re-enact sections 2, 3, 4, 5, 8, 9, 11, 12, 15, 16, 17, 18, 19, 20, 21, 27, 33, 42, 45, 47, 53, 54, 55, 60, 68, 69, 79, 80, 81, 82, 87, 88, 99, 101 of an act approved February 28, 1896, entitled an act to provide a new charter for the city of Roanoke, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully report that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

.. HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

THE SPEAKER laid before the House the following communication from the Auditor:

RICHMOND, *January 23, 1912.*

HON. RICHARD EVELYN BYRD,  
*Speaker of the House of Delegates,*  
*Richmond, Va.*

DEAR SIR:

In response to resolution of your Honorable Body agreed to on January 17, 1912, requiring me to forthwith report what, if any, taxes, are now assessed against, and paid by companies, corporations or persons owning or operating water power within this State, and the names of the several com-

panies, corporations or persons owning or operating the same, I herewith transmit a statement giving this information.

The General Assembly, by act approved February 26, 1910, entitled "An act to require all water companies, heat, light and power companies and gas companies, to pay a franchise tax, a property tax and to furnish certain reports to the State Corporation Commission" (Chap. 61, Acts 1910), provided for the assessment of the property of such companies, and for the collection of the taxes extended on those assessments. I am not able to determine which of the companies assessed under the provisions of this act own or operate water power; therefore, I report all of the companies assessed under provisions of said act, and in further explanation of the statement transmitted, I beg leave to say that the assessments upon the land and property books do not disclose what companies (unincorporated) or what individuals assessed thereon, own and operate water power.

Yours very truly,

S. R. DONOHUE,  
*Auditor Public Accounts.*

Ordered to be printed as House Document No. 3.

A message was received from the Senate, by MR. BOWERS, who informed the House that the Senate had agreed to House joint resolution in reference to the boundary line of Maryland.

The hour of 12 o'clock, meridian, having arrived (which being the hour according to act of Congress, entitled An act to regulate the time and manner of holding elections for Senators in Congress for the meetings of members of the two houses in joint assembly for the election of a Senator in Congress), the Senate of Virginia entered the hall of the House of Delegates, preceded by THE PRESIDENT and Clerk of the Senate, whereupon THE PRESIDENT of the Senate, in accordance with the joint rule, assumed the chair and called the joint assembly to order.

The roll of the Senate was called, and the following Senators responded:

Messrs. Blanks, Bowers, Brock, Crockett, Cummings, Drewry, Early, Echols, Edmondson, Featherston, Fletcher, Folkes, Garrett, Gayle, Gravatt, Harman, Hart, Hobbs, Holt, Lesner, Mapp, Massie, Montague, Parr, Paul, Rinehart, Smith, Sowder, Thornton, Tucker, Watkins, and West—31.

There were thirty-one Senators present.

The roll of the House of Delegates was called, and the following Delegates responded:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb,

Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—96.

There were ninety-six Delegates present.

The Journal of the Senate of yesterday was read, from which it appeared that Thomas Staples Martin had received thirty-four votes (being a majority of all votes cast) for Senator in the Congress of the United States from the State of Virginia for the term of six years, commencing March 4, 1913, and from which it also appeared that Claude Augustus Swanson had received thirty-four votes (being a majority of all votes cast) for Senator in the Congress of the United States from the State of Virginia to fill the vacancy occasioned by the death of John W. Daniel, which term was for six years, beginning March 4, 1911.

The Journal of the House of Delegates was read, from which it appeared that Thomas Staples Martin had received eighty-five votes (being a majority of all the votes cast) for Senator in the Congress of the United States from the State of Virginia for the term commencing March 4, 1913, and from which it also appeared that Claude Augustus Swanson had received eighty-three votes for Senator in the Congress of the United States from the State of Virginia to fill the vacancy occasioned by the death of John W. Daniel, which term was for six years, commencing March 4, 1911.

THE PRESIDENT of the joint assembly then declared that Thomas Staples Martin having received a majority of all the votes cast in each house, was duly elected a Senator in the Congress of the United States from the State of Virginia for the term of six years, commencing March 4, 1913.

And that Claude Augustus Swanson having received a majority of all the votes cast in each house, was duly elected a Senator in the Congress of the United States from the State of Virginia to fill the vacancy caused by the death of Hon. John Warwick Daniel, which term was for six years, commencing March 4, 1911.

MR. EARLY offered the following resolution:

Resolved, That a committee of three on the part of the Senate and five on the part of the House be appointed to notify Hon. Thomas Staples Martin of his election to the Senate of the United States, and that a committee of three on the part of the Senate and five on the part of the House be appointed to notify Hon. Claude A. Swanson of his election to the Senate of the United States; which was agreed to.

THE PRESIDENT of the joint assembly appointed MESSRS. EARLY, MONCURE and HART the committee on the part of the Senate, and MESSRS. COX, HARWOOD, WEAVER, COLEMAN of Spotsylvania and THROCKMORTON the committee on the part of the House to notify

Hon. Thomas S. Martin, and MESSRS. RISON, DREWRY and CUMMINGS the committee on the part of the Senate, and MESSRS. WILLIAMS, BAKER of Chesterfield, BOWMAN, DANIEL and LOVE the committee on the part of the House, to notify Hon. Claude A. Swanson of his election to the Senate of the United States.

On motion of MR. ECHOLS, the joint assembly adjourned sine die.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. WHITE of Rockbridge: A bill to amend and re-enact an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, and known as the "tax bill."

By MR. WHITE of Rockbridge: A bill to amend and re-enact an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, and known as the "tax bill."

By MR. BAKER of Chesterfield: A bill to appropriate the sum of \$3,500 out of any money in the treasury not otherwise appropriated for the payment of the deficiency in the installation of the timber and mineral exhibit of Virginia.

By MR. UTZ: A bill to amend and re-enact sections 441 and 447 of chapter 23 of the Code of Virginia, as amended by an act approved March 17, 1906, in relation to assessments of lands and lots.

By MR. SPESSARD: A bill to amend and re-enact section 10 under schedule D of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 10, 1903, as amended by an act approved February 19, 1904, and as further amended by an act approved January 31, 1908.

By MR. TATE: A bill to amend and re-enact section 509 of the Code of Virginia, in reference to commissioners of the revenue extending levies and taxes; compensation therefor.

To the Committee on Roads and Internal Navigation:

By MR. OLD: A bill to amend and re-enact section 27 of chapter 3 of an act concerning public service corporations, approved January 18, 1904, in relation to vestibule fronts on street cars and motor cars.



To the Committee on Agriculture and Mining:

By MR. COX: A bill to amend and re-enact sections 4, 11 and 13 of an act approved March 11, 1908, entitled an act concerning the appointment of a dairy and food commissioner within the Department of Agriculture and Immigration, and imposing penalties for its violation.

To the Committee on Counties, Cities and Towns:

By MR. UTZ: A bill providing for the award of premiums on scalps.

To the Committee on Privileges and Elections:

By MR. COLEMAN of Norfolk: A bill to repeal an act approved February 19, 1896, entitled an act to constitute capitation tax a lien upon real estate owned by the person at the time such capitation tax is assessed, as amended by an act approved December 3, 1903.

By MR. TERRELL: A bill to amend and re-enact section 113 of the Code of Virginia, as amended by an act approved January 11, 1904.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 126 of the Code of Virginia, as amended by acts of 1902- 1903, 1904.

To the Committee on General Laws:

By MR. COX: A bill to regulate the practice of medicine and surgery in the State of Virginia, and to repeal all acts or parts of acts of the General Assembly of Virginia, and any section or sections of the Code of Virginia in conflict with the provisions thereof, especially an act entitled an act to regulate the practice of medicine and surgery in the State of Virginia, approved February 22, 1894, and sections 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751 and 1752 of the Code of Virginia of 1887, and all amendments thereto.

By MR. MONCURE: A bill to prohibit unreasonable fishing.

To the Committee for Courts of Justice:

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3743 of the Code of Virginia, in regard to the penalty for perjury.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 3938 of the Code of Virginia.

By MR. MONTAGUE: A bill to amend and re-enact chapter 101 of the Code of Virginia, relating to divorce, separation and annulment of marriage.

By MR. JENNINGS: A bill to prevent property from being turned

over, assigned, transferred or conveyed to a corporation or person for the purpose of evading taxation thereon.

By MR. FLANAGAN: A bill to amend and re-enact section 2260 of the Code of Virginia, as heretofore amended.

By MR. RUTHERFOORD: A bill concerning the transfer of shares of stock in corporations.

By MR. EVANS: A bill to amend and re-enact section 2680 of the Code of Virginia.

By MESSRS. TIFFANY and KINSEY: A bill to provide the penalty of whipping for those persons convicted of cruelty and without justification beating their wives or mothers.

By MR. COLEMAN of Norfolk: A bill in relation to the fixing of the principal office in Virginia of corporations created by an act of the General Assembly of Virginia, and by an order of a court of competent jurisdiction prior to the date when the present Constitution of Virginia became effective, where such legislative or court charter fails to fix and specify the location of the principal office of such corporation in Virginia.

By MR. STEBBINS: A bill to make uniform the law of bills of lading.

To the Joint Committee on Special, Private and Local Legislation:

By MR. GILLIAM: A bill to amend and re-enact an act of the General Assembly, approved February 20, 1900, entitled an act to protect purchasers for valuable consideration without notice against liens of the Mutual Insurance Society against fire on buildings in the State of Virginia until such liens are filed in the clerk's office.

By MR. HOWERTON: A bill to amend and re-enact section 12 of an act approved April 2, 1902, chapter 465, entitled an act to incorporate the town of Wakefield, relating to levy of a specific tax upon male citizens over the age of twenty-one years on the hundred dollars' worth of property for all purposes.

By MR. ADAMS: A bill to amend and re-enact section 2 of an act approved March 4, 1896, to provide for the making and keeping in repair the roads and bridges in the county of Charlotte, and to provide for the taking of wood, stone, gravel, earth and other materials that may be necessary in construction in repairing the public roads in the county of Charlotte, adding sections 14 and 14½.

By MR. BAIN: A bill to change the time of holding the town election of the town of Branchville, in Southampton county, Virginia, and extending the term of office of the present officers of said town.

By MR. BOWMAN: A bill to amend and re-enact chapter 136 of an act of Assembly of 1904, approved March 12, 1904, entitled an act

to provide a new charter for the town of Vinton, in the county of Roanoke, Virginia, and to repeal all acts or parts of acts inconsistent with the same.

By MR. ADAMS: A bill to authorize the board of supervisors of Charlotte county to sell or rent a farm containing 500 acres situated at Saxe, in Bacon magisterial district, Charlotte county, Virginia, and to direct the disposition of the proceeds thereof.

By MR. MALBON: A bill to validate a certain bond issue in the town of Virginia Beach, authorized by an election held November 20, 1906.

By MR. BAIN: A bill to authorize the school board of Jerusalem magisterial district, Southampton county, Virginia, to borrow money for the purpose to pay off school indebtedness in said district, and to issue bonds therefor not exceeding \$12,000 in amount.

By MR. ROW: A bill to repeal chapter 441, Acts of Assembly, 1895-1896, entitled an act to incorporate the town of Saxis, in the county of Accomac, approved February 26, 1896.

By MR. BELL: A bill to amend and re-enact section 1 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, as amended and re-enacted March 14, 1906, as amended and approved February 21, 1908.

CHARLOTTESVILLE, VA., *January* 23, 1912.

TO HON. R. E. BYRD,

*Speaker of the House of Delegates.*

MY DEAR SIR:

I have the honor to submit herewith, pursuant to an act of the General Assembly of 1910, the report of the Virginia Education Commission.

Respectfully,

CHAS. G. MAPHIS,

*Secretary.*

Ordered to be printed as Senate Document No. 3.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 58. Senate bill to amend and re-enact section 17 of an act entitled An act to raise revenue for support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended by an act approved December 12, 1903, and as further amended by an act approved March 12, 1908, was read at length a first time.

The following House bills were read at length a first time and ordered to be printed:

No. 90. House bill to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as here-

tofore amended, entitled an act defining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 29, 1888, entitled an act to further define the duties and enlarge the powers of the Commissioner of Agriculture, and an act approved March 5, 1888, entitled an act to provide a Commissioner of Agriculture of Virginia, and make an appropriation therefor, and to repeal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908, having been considered by the committee in session, was reported from the Committee on Agriculture and Mining.

No. 91. House bill to amend and re-enact sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties, and to amend and re-enact sections 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended.

The following Senate bills were read at length a third time and passed :

No. 38. Senate bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled "when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk," as amended by an act approved March 16, 1910—yeas, 88; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, Jas. M., Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Filtzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherfordord, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—88.

NAYS—None.

No. 48. Senate bill to incorporate the town of Cedar Bluff, in Tazewell county, Virginia—yeas, 93; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Adams, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Creamer,



Curtis, Daniel, Earman, Evans, Ewig, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—93.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 38 and 48, Senate bills, were passed were rejected.

The following House bills were read at length a third time and passed:

No. 26. House bill to amend and re-enact an act entitled An act to authorize cities to create, improve and develop harbors within the corporate limits or within two miles thereof, approved March 16, 1910, and to authorize the issuance of bonds therefor, and to give jurisdiction over same—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

No. 31. House bill to amend and re-enact section 4 of chapter 4 of an act entitled An act concerning corporations, which became a law on May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chapter 4 of an act concerning corporations—yeas, 91; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—91.

NAYS—None.

No. 32. House bill to amend and re-enact section 10 of chapter 1 of an act entitled an act concerning corporations, which became a law May 21, 1903, with reference to the decrease of outstanding capital stock—yeas, 87; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Bargamin, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lungford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—87.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 26, 31 and 32, House bills, were passed were rejected.

No. 30. Senate bill to give concurrent jurisdiction to the circuit court of any county within which is situated any city which has undergone transition from a city of the second class to a city of the first class since the present Constitution went into effect, with the corporation court of any such city in all actions at law and suits in equity until a separate circuit court for such city shall be established, was read at length a second time.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, *January 23, 1912.*

I return House bill numbered 6 without my approval. It seems that in the preparation of the bill, certain necessary pages were prepared, but in putting the bill together, omitted, or afterwards lost, and that as presented to me, the bill does not carry into effect the objects it was designed to accomplish.

As another bill, properly drawn, is now before the General Assembly, at the request of the patrons of the bill, I return it without my approval.

WILLIAM HODGES MANN,

*Governor.*

THE SPEAKER laid before the House

No. 6. House bill to amend sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties; 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended, with the objections of the Governor, the House proceeded to reconsider the same, and the question being shall the bill

become a law, notwithstanding the objections of the Governor, was put and decided in the negative—yeas, 0; nays, 98.

The vote required by the Constitution was recorded as follows:

AYES—None.

NAYS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—98.

No. 27. House bill to prevent procreation by confirmed criminals, idiots, imbeciles and rapists, was, on motion of Mr. OLIVER, committed to the Committee for Courts of Justice.

No. 28. House bill to establish on the farm of the Virginia State Epileptic Colony the Virginia colony for the feeble-minded, and to provide for the commitment of feeble-minded persons to such colony, was, on motion of Mr. Cox, committed to the Committee on Finance.

The following House bills having been printed, were read at length a second time and ordered to be engrossed:

No. 36. House bill to amend and re-enact section 4 of chapter 5 of an act entitled An act concerning corporations, which became a law May 21, 1903. (Amended.)

No. 37. House bill to amend and re-enact section 2990 of the Code of Virginia, in reference to limitations of personal actions.

No. 39. House bill prohibiting the direction of verdict; to what cases applicable.

No. 40. House bill to amend and re-enact an act relating to demurrers to evidence, approved March 14, 1906.

No. 41. House bill to amend and re-enact section 3652 of the Code of Virginia of 1887, came up.

Pending the consideration of which, on motion of Mr. WEAVER, the House adjourned.

RICHARD EVELYN BYRD,

*Speaker.*

JNO W. WILLIAMS, *Clerk.*

## THURSDAY, JANUARY 25, 1912.

Prayer by Rev. Frank L. Wells, of Broad Street Methodist Episcopal Church, South.

On motion of MR. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 24, 1912.*

The Senate has passed Senate bills entitled an act to regulate insurance of public buildings and other State property in Virginia, No. 28; an act to amend and re-enact an act entitled An act to provide a charter for the town of Warrenton, Virginia, approved April 30, 1903, No. 93; and an act to provide reasonable compensation for the boards of road commissioners of the respective magisterial districts of Mecklenburg county, Virginia, out of the proceeds of the sale of bonds issued by said county for their services in directing or supervising the expenditure of the fund thus provided for permanent road or bridge improvement in their respective magisterial districts, No. 156.

In which they request the concurrence of the House of Delegates.

No. 28 Senate bill was referred to the Committee on Insurance and Banking.

No. 156 Senate bill was referred to the Committee on Roads and Internal Navigation.

No. 93 Senate bill was referred to the Committee on Counties, Cities and Towns.

No. 92. House bill to amend and re-enact section 236 of the Code of Virginia, having been considered by the committee in session, was reported from the Committee on Officers and Offices of the Capitol.

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 93. House bill to amend and re-enact section 11 of an act approved January 30, 1888, entitled An act to amend and re-enact an act entitled an act to incorporate the town of South Boston, in the county of Halifax.

No. 94. House bill to amend and re-enact section 1041-a of the Code of Virginia, as heretofore amended.

No. 95. House bill to amend and re-enact an act approved February 7, 1835, providing a charter for the town of Bridgewater, as



amended by an act approved March 3, 1884, and as amended by an act approved August 26, 1884, and as further amended by an act approved February 16, 1901, and all other acts heretofore passed amendatory of said charter.

No. 96. House bill to amend and re-enact section 3533 of the Code of Virginia.

No. 97. House bill to amend and re-enact sections 2, 3, 4, 5, 8, 9, 11, 12, 15, 16, 17, 18, 19, 20, 21, 27, 33, 42, 45, 47, 53, 54, 55, 60, 68, 69, 79, 80, 81, 82, 87, 88, 99, 101 of an act approved February 28, 1896, entitled an act to provide a new charter for the city of Roanoke.

No. 98. House bill to amend and re-enact section 10 of an act entitled An act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908.

No. 99. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of erecting, equipping and operating a plant for the manufacture, distribution and sale of electricity.

No. 100. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of funding or redeeming certain outstanding bonds known as water bonds, maturing on the 11th day of May, A. D. 1916, and to extend and improve the water or sewer systems of the said town.

No. 101. House bill to establish the Pulaski County Confederate Home.

No. 102. House bill to amend section 2844 of the Code of Virginia, in relation to public holidays, having been considered by the committee in session, was reported from the Committee on General Laws.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 103. House bill regulating actions for recovery of rent and right of re-entry, limiting the time for such action or re-entry, and establishing presumption of release, or extinguishment of rent after lapse of certain period.

No. 104. House bill to provide for the sale of estates of freehold in land, and such estates in personal property as would be estates of freehold, if they were estates in land, taken by deed, will or other writing, to any person with limitation therein, by way of remainder to his "heirs" or "heirs of his body" or "issue," or other words of like import and the investment of the proceeds of such sales for the

use and benefit of the person so holding the estate, subject to such limitation.

House bill to appropriate \$500 for the purpose of helping to erect a suitable monument at Spotsylvania Courthouse to commemorate the valor of the Confederate veterans, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to validate a certain bond issue had in the town of Virginia Beach, authorized by an election held November 20, 1906, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 15 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to change the time of holding the town election of the town of Branchville, in Southampton county, Virginia, and extending the term of office of the present officers of the said town, having been

considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 2 of an act approved March 4, 1896, to provide for the making and keeping in repair the roads and bridges in the county of Charlotte, and to provide for the taking of wood, stone, gravel, earth and other material that may be necessary in constructing or repairing the roads in the county of Charlotte, adding sections 14 and 14½, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to amend and re-enact section 16 of the charter of the city of Norfolk, as heretofore amended, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize and empower the board of supervisors of the county of Montgomery, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture and stock raising in said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation

respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend section 3 of an act approved March 3, 1902, entitled an act making an annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to repeal chapter 441, Acts of Assembly, 1895-1896, entitled an act to incorporate the town of Saxis, in the county of Accomac, approved February 26, 1896, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact chapter 136 of an act of Assembly of 1904, approved March 12, 1904, entitled an act to provide a new charter for the town of Vinton, in the county of Roanoke, Virginia, and to repeal all acts or parts of acts inconsistent with the same, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation



respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize the school board of Jerusalem magisterial district, Southampton county, Virginia, to borrow money for the purpose to pay off school indebtedness in said district, and to issue bonds therefor not exceeding \$12,000 in amount, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Schools and Colleges.

House bill for the relief of G. H. Puckett, late deputy treasurer of H. M. Browning, late treasurer of Russell county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to amend and re-enact section 12 of an act approved April 2, 1902, chapter 465, entitled an act to incorporate the town of Wakefield, relating to the levy of a specific tax upon male citizens over the age of twenty-one years on the hundred dollars' worth of property for all purposes, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Privileges and Elections.

House bill authorizing the sale or use of the Academy lot and building in the town of Smithfield, having been considered by the

Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Schools and Colleges.

House bill to authorize the board of supervisors of Charlotte county to sell or rent a farm containing 500 acres situated at Saxe, in Bacon magisterial district, Charlotte county, Virginia, and directing the disposition of the proceeds thereof, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to remove the obstructions across and in Sandy creek, between the old ford in Halifax county, below the bridge across said creek at Henry's Mill and the source of said stream in Pittsylvania county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

On motion of Mr. Cox, 500 copies of a bill to provide for the regulation and supervision of investment companies was ordered to be printed.

THE SPEAKER appointed MESSRS. BROWN of Westmoreland and NORRIS the committee on the part of the House pursuant to joint resolution relating to the boundary line between Maryland and Virginia.

MR. OLIVER offered the following joint resolution:

Whereas the Hon. T. S. Martin and Claude A. Swanson have been elected by the General Assembly of Virginia to the United States Senate; therefore, be it

Resolved by the House of Delegates (the Senate concurring), That they be invited to address the General Assembly of Virginia at its present session at some time agreeable to themselves; which was agreed to.

Ordered that MR. BELL carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. RISON, who informed the House that the Senate had agreed to the resolution.

A message was received from the Senate, by MR. FOLKES, who informed the House that the Senate had agreed to the following joint resolution:

Whereas it is the desire of friends of the late John Warwick Daniel to present to the Commonwealth an oil portrait of that distinguished son of Virginia; therefore, be it

Resolved by the Senate (the House of Delegates concurring), That we gratefully appreciate this expression of the admiration of the friends of this honored Virginian, and that a committee of three be appointed by THE SPEAKER of the House of Delegates and two by THE PRESIDENT of the Senate to make suitable arrangements for the reception of the portrait.

In which they request the concurrence of the House.

THE SPEAKER laid the resolution before the House.

On motion of MR. JENNINGS, the joint resolution was agreed to.

Ordered that MR. JENNINGS inform the Senate that the House had agreed to the joint resolution.

THE SPEAKER appointed MESSRS. JENNINGS, BAKER of Chesterfield and EWING the committee on the part of the House.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, January 25, 1912.

*To the General Assembly of Virginia:*

Sometime in the spring or early summer of 1910, in consequence of want of funds, a reduction in the number of convict camps became necessary, and State Highway Commissioner Wilson thought it equitable under all the circumstances to withdraw the camp then operating in Holston district, Washington county, because convicts had been working longer in that than in any other county, except two, which were, and are, working convicts under a law existing at the time of the passage of the Lassiter-Withers' road law. As soon as it was ascertained in Washington county that Camp No. 1 was in danger of being cut out, C. R. Wright, W. C. Parks, R. B. Preston and W. J. Edmondson came at once to Richmond for a conference with State Highway Commissioner Wilson and the Governor. At that conference representatives from Washington county stated that they had gone to very great expense in purchasing a rock crusher, steam roller, sprinkler and all tools necessary for the use of convicts, purchased under the direction of the State Highway Commissioner; that large private subscriptions had been made, and that work was then in progress upon a very important road leading from Glade

Springs to Damascus; that if the work then in progress should be stopped by the removal of the camp the cost of equipment would be practically lost, and the bond issue which stipulated that the roads would be built by convict labor would be nullified, and the district placed in a hopeless condition as to permanent roads.

These facts were recognized by our State Highway Commissioner, who stated that convicts were available for the camp, but that in consequence of want of State funds the camp would have to be withdrawn.

The Governor, in view of the hardships of the situation, then suggested that if the citizens of Washington county would advance the money required for the maintenance of Camp No. 1, he would recommend that the General Assembly at its next session reimburse the parties making the advance. This was agreed to by the citizens of Washington county, and the work went on. Ten thousand, four hundred and eighty-eight and 75-100 dollars had been paid out of the convict road fund, and of this sum certain citizens of Washington county, who raised the amount on their own notes in bank, have paid \$7,606.33, leaving due a balance of \$2,882.42. The men who made their notes and paid the \$7,606.33 have, as I am informed, contributed to the expenses of the road out of their private funds, as much as fifteen hundred dollars a mile coming from this source, and it would be a great hardship if they were now compelled in addition to their contributions to pay the sum of \$10,488.75. I therefore recommend that this sum be paid by the State.

WILLIAM HODGES MANN,  
*Governor.*

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MESSRS. FULTON and WISSLER: A bill to provide a more ample revenue for the support of the public free schools of the State.

By MR. NORRIS: A bill to amend and re-enact subsection 46 of an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, which was approved April 16, 1903.

By MR. HOUSTON: A bill to remove the State tax upon qualifications of Confederate pensioners when such qualifications are had solely to obtain the sum allowed from the State treasury to pay funeral expenses of such pensioners.

To the Committee on Roads and Internal Navigation:

By MR. STEPHENSON of Bath: A bill to amend and re-enact section 3856-a of the Code of Virginia.

To the Committee on Asylums and Prisons:

By MR. COX: A bill requiring the directors of the Virginia penitentiary to report to the State Board of Charities and Corrections all prisoners paroled by them and directing the State Board of Charities and Corrections to visit and report upon all paroled prisoners, and authorizing said board to adopt regulations therefor.



To the Committee on Counties, Cities and Towns:

By MR. PEEK: A bill to protect villages and unincorporated communities having within defined boundaries a population of three hundred or more against the running at large of horses, mules, ponies, asses, cattle, hogs, sheep and goats within said boundaries, and to authorize the circuit court of the county in which such village or community is located to fix the boundaries thereof for the purpose aforesaid.

By MR. STEPHENSON of Bath: A bill to amend and re-enact section 868 of the Code of Virginia.

To the Committee on General Laws:

By MR. MOSELEY: A bill to prohibit the hunting of fox between April 1st and October 15th.

By MESSRS. MOSELEY, HOWERTON and BAIN: A bill regulating the sale of seed cotton and peanuts, prohibiting the sale thereof at night.

By MR. COLEMAN: A bill to amend and re-enact section 19 of chapter 5 of the act concerning corporations, which became a law May 21, 1903.

By MESSRS. MILSTEAD and OLD: A bill to provide for the regulation and supervision of investment companies and providing penalties for the violation of the provisions of this act.

By MR. RUTHERFOORD: A bill to amend and re-enact chapter 95, Code of Virginia of 1904, being sections 2070-a to 2082, inclusive, providing for the preservation of certain useful animals and to prevent unlawful hunting.

By MR. COX: A bill to require the inspection and supervision by the State Board of Charities and Corrections of persons and corporations placing children in family homes, said persons or corporations to furnish information; the State Board of Charities and Corrections to visit and report upon the children placed in homes; authorizing courts to commit destitute and delinquent children to the State Board of Charities and Corrections, and said board to place said children in homes or reformatories to report to the court under certain contingencies; penalties prescribed.

To the Committee on Insurance and Banking:

By MR. WILLIAMS: A bill to amend and re-enact section 14 of chapter 2 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, surety and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

To the Committee for Courts of Justice:

By MR. LUNSFORD: A bill to repeal section 63 of chapter 5 of the act concerning corporations, which became a law without the Governor's signature March 4, 1904.

By MESSRS. STEPHENSON of Bath and Cox: A bill to amend and re-enact section 3191, chapter 154, of the Code, as amended by an act in force on and after February 2, 1892, and by an act in force on and after July 1, 1896, and by an act approved March 14, 1910, relating to how a person is licensed to practice law in the State of Virginia.

By MR. CHALKLEY: A bill providing for the forfeiture of tracts or parcels of land containing five thousand acres or more to the Commonwealth upon failure of the owner of said tracts or parcels of land to have same listed for taxation, or to pay the taxes thereon when assessed against same from the year 1903 to 1911, inclusive, and providing how persons aggrieved may file petition in the circuit or corporation court of the city wherein the said land lies, to have determined the amount of all taxes, interest and penalties due and to become due January 1, 1913.

By MR. CHALKLEY: A bill providing that the statute of limitations shall run against the Commonwealth where two or more parties are claiming the same land, one of whom is in possession and the land returned delinquent in the name of one or all of the parties out of possession, sold for taxes and purchased by the Commonwealth.

To the Joint Committee on Special, Private and Local Legislation:

By MR. MASSIE: A bill to amend and re-enact an act approved January 29, 1898, entitled an act to provide for working and keeping in repair the roads in Amherst county, as amended and re-enacted by an act approved March 2, 1898, and as further amended by an act approved March 15, 1904, which latter act was further amended by an act approved March 16, 1910, which said amendment and the amendment herein contained being for the purpose of authorizing the board of supervisors of said county to work and improve the public roads of said county, expend any surplus money on the roads and bridges of said county and authorize the erection of toll gates on certain roads in said county for the purpose of raising revenue to maintain and build, macadamize and otherwise permanently improve roads in said county.

By MR. BROWN of Danville: A bill to prohibit the use of gill nets or seines, or the taking of fish therewith, in the waters of Dan river, any lake or pond formed thereby, or any backwater therefrom within Pittsylvania county and the corporate limits of the city of Danville.

By MR. STEPHENSON of New Kent: A bill to appropriate the sum

of \$4,500 to J. F. Bonnewell, of Warwick county, for certain oysters, etc.

By MR. COX: A bill for the relief of E. M. Rowell, clerk of the circuit court of the city of Richmond.

By MR. TATE: A bill to provide for the payment of \$80 to the Confederate Memorial Association of Pulaski, Virginia, for which the Auditor was instructed to draw his warrant upon the Treasurer, but which amount was not received by the said memorial association.

By MR. MUSTARD: A bill to define and prohibit the making, sale, rectifying, manufacturing or distilling of ardent spirit within the counties of Tazewell, Giles, Buchanan or Dickenson.

By MR. MONCURE: A bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection.

By MR. STEPHENSON of Bath: A bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to provide for the working and keeping in repair the roads in the counties of Alleghany, Bath and Highland, approved February 12, 1884, as amended by an act approved February 1, 1898, as further amended by an act approved May 5, 1900, in so far as applicable to the counties of Bath and Highland.

By MR. ADAMS: A bill to amend and re-enact an act to amend and re-enact an act to provide for the improvement of public roads in Charlotte county, to authorize the issuance of county bonds for the purpose, and to apportion the proceeds of said bonds among the several magisterial districts, and to provide for the authorization of the issue of bonds by an election, approved March 11, 1908, adding thereto sections 12½, 17½ and 17½-a, approved March 10, 1910, adding thereto sections 17½-b, 17½-c and 17½-d.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

No. 92. House bill to amend and re-enact section 236 of the Code of Virginia.

No. 93. House bill to amend and re-enact section 11 of an act approved January 30, 1888, entitled An act to amend and re-enact an act entitled an act to incorporate the town of South Boston, in the county of Halifax.

No. 94. House bill to amend and re-enact section 1041-a of the Code of Virginia, as heretofore amended.

No. 95. House bill to amend and re-enact an act approved Feb-

ruary 7, 1835, providing a charter for the town of Bridgewater, as amended by an act approved March 3, 1884, and as amended by an act approved August 26, 1884, and as further amended by an act approved February 16, 1901, and all other acts heretofore passed amendatory of said charter.

No. 96. House bill to amend and re-enact section 3533 of the Code of Virginia.

No. 97. House bill to amend and re-enact sections 2, 3, 4, 5, 8, 9, 11, 12, 15, 16, 17, 18, 19, 20, 21, 27, 33, 42, 45, 47, 53, 54, 55, 60, 68, 69, 79, 80, 81, 82, 87, 88, 99, 101 of an act approved February 28, 1896, entitled an act to provide a new charter for the city of Roanoke.

No. 98. House bill to amend and re-enact section 10 of an act entitled An act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908.

No. 99. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of erecting, equipping and operating a plant for the manufacture, distribution and sale of electricity.

No. 100. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of funding or redeeming certain outstanding bonds, known as water bonds, maturing on the 11th day of May, A. D. 1916, and to extend and improve the water or sewer systems of the said town.

No. 101. House bill to establish the Pulaski County Confederate Home.

No. 102. House bill to amend section 2844 of the Code of Virginia, in relation to public holidays.

No. 103. House bill regulating actions for recovery of rent and right of re-entry, limiting the time for such action or re-entry, and establishing presumption of release or extinguishment of rent after lapse of certain period.

No. 104. House bill to provide for the sale of estates of freehold in land, and such estates in personal property as would be estates of freehold, if they were estates in land, taken by deed, will or other writing, to any person with limitation therein, by way of remainder to his "heirs" or "heirs of his body" or "issue" or other words of like import, and the investment of the proceeds of such sales for the use and benefit of the person so holding the estate, subject to such limitation.

The hour of 12:30 o'clock P. M. having arrived,

No. 25. House bill to establish a State Tax Commission, to define the duties thereof, to put the State Accountant under the control



of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform sysem of book-keeping and accounting, and for the appointment of a State Accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, special and continuing order, came up.

On motion of Mr. BOWMAN, the special and continuing order was passed by.

No. 41. House bill to amend and re-enact section 3652 of the Code of Virginia of 1887, unfinished business, came up.

Mr. COLEMAN of Norfolk moved to amend the bill by striking out the words "twenty-five dollars," in lines 6 and 7, and insert in lieu thereof the words "thirty-five dollars"; which was rejected.

The bill having been printed, was read at length a second time and ordered to be engrossed.

Mr. COX moved to reconsider the vote by which the bill was ordered to be engrossed; which was rejected.

No. 30. Senate bill to give concurrent jurisdiction to the circuit court of any county within which is situated any city which has undergone transition from a city of the second class to a city of the first class since the present Constitution went into effect, with the corporation court of such city in all actions at law and suits in equity until a separate circuit court for such city shall be established, was read at length a third time and passed—yeas, 91; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—91.

NAYS—None.

Mr. BELL moved to reconsider the vote by which the bill was passed; which was rejected.

The following House bills were read at length a third time and passed:

No. 36. House bill to amend and re-enact section 4 of chapter 5 of an act entitled An act concerning corporation, which became a law May 21, 1903—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

NAYS—None.

No. 37. House bill to amend and re-enact section 2920 of the Code of Virginia, in reference to limitations of personal actions—yeas, 87; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spassard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, Hugh A., Williams, Wise, Wissler, Mr. Speaker—87.

NAYS—None.

No. 39. House bill prohibiting the direction of verdict; to what cases applicable—yeas, 65; nays, 10.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Bowman, Brown, Thos., Brown, W. N., Browning, Buck, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Ewing, Fitzhugh, Fulton, Gilliam, Houston, Ivey, Jordan, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Peek, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Terrell, Throckmorton, Tiffany, Watts, Weaver, White, Hugh A., Williams, Wise, Wissler, Mr. Speaker—65.

NAYS—Messrs. Brewer, Burt, Chalkley, Cox, Grant, Howerton, Mustard, Robertson, Webb, Willeroy—10.

No. 40. House bill to amend and re-enact an act relating to demurrers to evidence, approved March 14, 1906—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Bain, Baker, James M., Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, Daniel, Cox, Creamer, Earman, Evans, Ewing,

Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Balbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Steblins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—84.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 36, 37, 39 and 40, House bills were passed were rejected.

No. 58. Senate bill to amend and re-enact section 17 of an act entitled An act to raise revenue for support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended by an act approved December 12, 1903, and as further amended by an act approved March 12, 1908, was read at length a second time.

No. 30. House bill to establish and regulate the holding of primary elections; to pay expenses of same; to secure the regularity and purity of the same, and to prevent and punish any corrupt practices in connection therewith, having been printed, was read at length a second time.

Pending the consideration of which the House, on motion of MR. WHITE of Rockbridge, adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, Clerk.

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### FRIDAY, JANUARY 26, 1912.

Prayer by Rev. George Green, of Clifton Forge Baptist Church.  
On motion of MR. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.  
A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 25, 1912.*

The Senate has passed House bill entitled an act to amend chapter 412, Acts 1887 and 1888, entitled an act to incorporate the town of Estillville (now Gate City), in the county of Scott, approved March

5, 1888, as amended by an act approved March 1, 1892, as amended by an act approved February 9, 1898, No. 46.

They have passed, with amendments, House bill entitled an act to authorize any city, town or county of this Commonwealth to use the waters of Lake Drummond for the purpose of a supply of water to itself or its inhabitants, and to acquire by purchase, condemnation or otherwise sufficient lands along the shores of said lake and water, and water rights for the establishment of its water works, pumping stations and other necessary works, No. 1.

They have passed Senate bills entitled an act to prohibit the use of the name, photograph or likeness of any deceased officer of the Confederate army or navy as the name, brand, trademark or trade name for any intoxicating liquor or beverage, and providing penalty for violation, No. 32; an act regulating policies insuring against accidental bodily injury or disease issued in this State, and the companies issuing the same, No. 42; an act to provide a reserve for outstanding liability losses of insurance companies transacting the business of insuring any one against damage resulting from accident to, or injury suffered by, an employee or other person for which the person is liable, No. 44; an act in relation to proceedings against and liquidation of delinquent insurance corporations, No. 46; an act to amend and re-enact section 3704 of the Code of Virginia of 1887, No. 119; and an act to amend and re-enact section 3533 of the Code of Virginia, No. 133.

In which they request the concurrence of the House of Delegates.

No. 1 House bill was, on motion of Mr. PARKER, placed on the calendar.

Nos. 42, 44 and 46 Senate bills were referred to the Committee on Insurance and Banking.

No. 32 Senate bill was referred to the Committee on General Laws.

No. 119 Senate bill was referred to the Committee for Courts of Justice.

No. 133 Senate bill was referred to the Committee on Finance.

No. 28. Senate bill to regulate insurance of public buildings and other State property, having been considered by the committee in session, was reported from the Committee on Insurance and Banking.

No. 156. Senate bill to provide reasonable compensation for the board of road commissioners of the respective magisterial districts of Mecklenburg county, Virginia, out of the proceeds of the sale of bonds issued by said county for their services in directing and supervising the expenditure of the fund thus provided for permanent road or bridge improvement in their respective magisterial districts, having



been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

No. 31. Senate bill to authorize the board of supervisors of Isle of Wight county to build a bridge across Jones creek, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

No. 105. House bill to amend and re-enact subsection 7 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of the James and Chickahominy rivers below tidewater, approved May 17, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide clamming grounds in the waters of this State, approved March 8, 1894, by an act approved March 14, 1910, having been considered by the committee in session, was reported from the Committee on Chesapeake and Its Tributaries.

No. 106. House bill to amend and re-enact section 14 of chapter 2 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, having been considered by the committee in session, was reported from the Committee on Insurance and Banking.

No. 107. House bill to authorize the school board of Jerusalem magisterial district, Southampton county, Virginia, to borrow money for the purpose to pay off school indebtedness in said district, and to issue bonds therefor, not exceeding \$12,000 in amount, having been considered by the committee in session, was reported from the Committee on Schools and Colleges.

The following House bills having been considered by the commit-

tee in session, were reported from the Committee for Courts of Justice:

No. 108. House bill to amend and re-enact chapter 365 of the Acts of the General Assembly of Virginia of 1910, entitled an act to authorize the recitals in deeds of conveyance executed prior to April, 1865, that the deed from the patentee of the land conveyed to or from his vendees was admitted to record in the General Court at Richmond, Virginia, or Frankfort, Kentucky, and authenticated copies of such original deeds to be received as prima facie evidence of the execution of the said deed in suits and actions where the title to the land purported to be conveyed is involved, approved March 22, 1910, by adding a new section, to be designated section 2, to said act, also authorizing authenticated certified copies of deeds conveying lands prior to the year 1865 lying partly within the States of Virginia and Kentucky, and deeds conveying different parcels of land embraced in a single deed lying in said States of Virginia and Kentucky, originals of which have been duly recorded in the General Court at Richmond, Virginia, or in the General Court at Frankfort, Kentucky, or duly certified copies of said deeds from the clerk's office of any county or city within this Commonwealth, to be received in evidence in actions at law or suits in equity in the courts of this Commonwealth, with all the force and effect of the original deed or deeds, where the original deed or deeds have been destroyed by fire, lost or mislaid, and to authorize the clerks of the circuit courts of the various counties and corporation and chancery courts of the cities of Virginia to admit to record duly authenticated certified copy or copies of any such original deed or deeds from the records of said General Court at Richmond, Virginia, and Frankfort, Kentucky, or from the clerk's office of any county or city in this State in which said original deed or deeds have been recorded within this Commonwealth, and to provide when such certified copy or copies of such original deed or deeds have been so admitted to record they shall have the same force and effect as if the original itself had been first recorded in said county or city.

No. 109. House bill to amend and re-enact section 3474 of the Code of Virginia, as amended by an act of the General Assembly, approved December 31, 1903.

No. 110. House bill to establish the status as evidence of certificates of protest of negotiable instruments.

No. 111. House bill to regulate and define the liability of common carriers for injuries to their employees from negligence.

The following House bills having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation.

No. 112. House bill to amend and re-enact section 15 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908.

No. 113. House bill to amend and re-enact section 2 of an act approved March 4, 1896, to provide for the making and keeping in repair the roads and bridges in the county of Charlotte, and to provide for the taking of wood, stone, gravel, earth and other materials that may be necessary in constructing or repairing the public roads in the county of Charlotte, adding sections 14 and 14½.

No. 114. House bill to prohibit public service corporations owning and operating street railways or trolley or electric lines, which have branch line or lines extending from incorporated cities or towns into adjoining counties and running over and along the public county roads of such county, from disposing of such branch line or lines so as to change the rate of fare or transfer privileges without first obtaining permission from the State Corporation Commission.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MESSRS. MONTAGUE and OLIVER: A bill to establish the State tax commission, to define the duties thereof, to fix the compensation of the members of such commission, and to provide for the manner in which they and their deputies and employees shall be appointed and compensated.

To the Committee on Roads and Internal Navigation:

By MR. RUTHERFOORD: A bill to amend and re-enact section 1 of chapter 3 of an act entitled an act concerning public service corporations, which became a law January 18, 1904.

By MR. CREAMER: A bill to provide for the employment of convicts within the State penitentiary and upon the public roads of the State, and to appropriate the necessary funds for that purpose.

To the Committee on General Laws:

By MR. BANKS: A bill to provide for the licensing of persons to have charge of and operate stationary steam boilers.

By MR. BANKS: A bill relative to the licensing of engineers and firemen.

By MR. KENT: A bill to secure the purity of water used for drinking and domestic purposes, and to this end to provide for the

care, inspection and regulation of the inland waters, streams and springs and ponds used as sources of supply, inspection and regulation of water sheds, water works and disposition of sewerage and drainage.

To the Joint Committee on Special, Private and Local Legislation.

By MR. ROLSTON: A bill to amend and re-enact sections 1 and 2 of an act approved February 16, 1892, entitled an act to incorporate the town of Shendun, Virginia, as amended by an act approved February 5, 1896, entitled an act to amend section 2 of an act to incorporate the town of Shendun, Virginia, approved February 16, 1892, so as to change the name of said town to Grottoes, and to alter the boundaries thereof.

By MR. ADAMS: A bill to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia.

By MR. STEPHENSON of New Kent: A bill to authorize the county school board of the county of James City to convey what is known as the Hickory Neck Academy lot, with the buildings thereon, to the duly appointed trustees for the congregation of Hickory Neck Protestant Episcopal Church of Blissland Parish, in James City county, Virginia.

By MR. MONCURE: A bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1, 1888, by an act approved February 25, 1892, and by acts approved February 26, 1884, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898.

To the Committee for Courts of Justice:

By MR. COLEMAN of Norfolk city: A bill to make any person an incompetent juror at but one term of any court of this Commonwealth during the period of one year from the term of any court at which he last served as such.

By MR. EVANS: A bill to amend and re-enact section 4 of an act entitled an act to amend an act approved March 12, 1904, as amended March 14, 1906, and also as amended and approved March 12, 1908.

By MR. BANKS: A bill to prevent and punish those guilty of injuring houses by illegally tearing out the fixtures of the same.

By MR. REW: A bill to amend and re-enact section 3179 of the



Code of Virginia, as amended and re-enacted by an act approved February 5, 1900, as amended and re-enacted by an act approved February 11, 1901, and as otherwise amended.

By MR. BANKS: A bill to define the relation of landlord and tenant for certain cases wher there is no written agreement between the parties upon the subject, and in cases of held over tenancies, etc.

To the Committee on Privileges and Elections:

By MR. BANKS: A bill to repeal chapter 380, Acts of Assembly, session 1895-1896, entitled an act to constitute capitation tax a lien upon real estate owned by the person at the time such capitation tax is assessed, approved February 19, 1896, as amended and re-enacted by chapter 338 of the extra session of the General Assembly of 1902-1903-1904, approved December 3, 1903, so as to abolish the capitation tax as a lien on real estate.

To the Committee on Counties, Cities and Towns:

By MR. JENNINGS: A bill to amend and re-enact chapter 14 of Acts 1910, entitled an act in relation to certain proper sanitary arrangements to be provided in factories, workshops, mercantile establishments or office, and imposing penalties for failure to provide such arrangements, approved February 9, 1910.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 28. Senate bill to regulate insurance of public buildings and other State property in Virginia.

No. 156. Senate bill to provide reasonable compensation for the board of road commissioners of the respective magisterial districts of Mecklenburg county, Virginia, out of the proceeds of the sale of bonds issued by said county for their services in directing and supervising the expenditure of the funds thus provided for permanent road or bridge improvement in their respective magisterial districts.

No. 31. Senate bill to authorize the board of supervisors of Isle of Wight county to build a bridge across Jones creek.

The following House bills were read at length a first time and ordered to be printed.

No. 105. House bill to amend and re-enact subsection 7 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia

and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State, to prohibit the employment of vessels owned by non-residents for such fishing, to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of the James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide clamming grounds in the waters of this State, approved March 8, 1894, by an act approved March 14, 1910.

No. 106. House bill to amend and re-enact section 14 of chapter 2 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

No. 107. House bill to authorize the school board of Jerusalem magisterial district, Southampton county, Virginia, to borrow money for the purpose to pay off school indebtedness in said district, and to issue bonds therefor not exceeding \$12,000 in amount.

No. 108. House bill to amend and re-enact chapter 365 of the Acts of the General Assembly of Virginia of 1910, entitled an act to authorize the recitals in deeds of conveyance executed prior to April, 1865, that the deed from the patentee of the land conveyed to or from his vendees was admitted to record in the General Court at Richmond, Virginia, or Frankfort, Kentucky, and authenticated copies of such original deeds to be received as prima facie evidence of the execution of the said deed in suits and actions where the title to the land purported to be conveyed is involved, approved March 22, 1910, by adding a new section to be designated section 2 to said act, also authorizing authenticated certified copies of deeds conveying lands prior to the year 1865 lying partly within the States of Virginia and Kentucky, and deeds conveying different parcels of land embraced in a single deed lying in said States of Virginia and Kentucky, originals of which have been duly recorded in the General Court at Richmond, Virginia, or in the General Court at Frankfort, Kentucky, or duly certified copies of said deeds from the clerk's office of any county or city within this Commonwealth, to be received in evidence in actions at law or suits in equity in the courts of this Commonwealth

with all the force and effect of the original deed or deeds, where the original deed or deeds have been destroyed by fire, lost or mislaid, and to authorize the clerks of the circuit courts of the various counties and the corporation and chancery courts of the cities in Virginia to admit to record duly authenticated certified copy or copies of any such original deed or deeds from the records of said General Court at Richmond, Virginia, and Frankfort, Kentucky, or from the clerk's office of any county or city in this State in which said original deed or deeds have been recorded within this Commonwealth, and to provide when such certified copy or copies of such original deed or deeds have been so admitted to record they shall have the same force and effect as if the original itself had been first recorded in said county or city.

No. 109. House bill to amend and re-enact section 3474 of the Code of Virginia, as amended by an act of the General Assembly, approved December 31, 1903.

No. 110. House bill to establish the status as evidence of certificates of protest of negotiable instruments.

No. 111. House bill to regulate and define the liability of common carriers for injuries to their employees from negligence.

No. 112. House bill to amend and re-enact section 15 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908.

No. 113. House bill to amend and re-enact section 2 of an act approved March 4, 1896, to provide for the making and keeping in repair the roads and bridges in the county of Charlotte, and to provide for the taking of wood, stone, gravel, earth and other materials that may be necessary in constructing or repairing the public roads in the county of Charlotte, adding sections 14 and 14½.

No. 114. House bill to prohibit public service corporations owning and operating street railways or trolley or electric lines, which have branch line or lines extending from incorporated cities or towns into adjoining counties and running over and along the public county roads of such county from disposing of such branch line or lines, so as to change the rate of fare or transfer privileges without first obtaining permission from the State Corporation Commission.

The hour of 12:30 o'clock P. M. having arrived,

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping

and accounting, and for the appointment of a State Accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, special and continuing order, came up.

On motion of MR. BOWMAN, the special order was passed by.

No. 30. House bill to establish and regulate the holding of primary elections; to pay expenses of same; to secure the regularity and purity of the same, and to prevent and punish any corrupt practices in connection therewith, unfinished business, came up.

MR. SMITH moved to amend the bill at end of section 11, page 8, insert "any money remaining after paying all expenses shall be returned to the various candidates pro rata"; which was rejected.

MR. WHITE of Rockbridge moved to amend by striking out part of line 5, on page 8, of section 11, beginning at "if there is," and strike out "dollars," line 6 of said section, and insert after the word "salary," in line 4, the words "or fees"; which was rejected.

MR. ADAMS moved to amend page 13, line 7, after word "primary" by inserting the words, provided that when the vote in such territory was less than 1,500 the amount shall not exceed "fifteen cents"; which was rejected.

MR. BREWER moved to amend, on page 3, line 5, after the word "primaries" by adding the words "provided, that any candidate who is to be voted for in any primary election held hereunder shall have the right to select one friend, who shall be a qualified voter, who shall be permitted to sit with the judges of said primary election for the purpose of protecting the interest of the candidate he represents"; which was rejected.

MR. MONTAGUE moved to amend section 2 by striking out the words on line 3, beginning at "any party," all the words down to and including the "method," in line 8; which was rejected.

MR. CHALKLEY moved to amend section 16, page 12, line 10, by striking out the word "one" and insert in lieu thereof the word "three"; which was agreed to.

MR. OLIVER moved to amend page 16, section 23, line 6, by adding after the word "ballot" the following: "In case there is only one candidate offering for any office, the fee paid by him shall be returned by the treasurer, and he shall be declared the nominee of the party for the office for which he has announced his candidacy"; which was agreed to.

MR. OLIVER moved to further amend the bill as follows: On page 3, section 3, subsection b, line 8, after the word cities, insert the words "and town."



On page 11, in line 3, of section 14, strike out the word "of" and in lieu thereof insert the word "in."

On page 12, section 17, line 2, after the word "whatever," insert the words "exclusive of the entrance fee provided for in section 11"; which were severally agreed to.

MR. BYRD moved to amend the bill as follows: Section 9, page 7, line 4, by striking out the words "thirty" and "sixty" and insert in lieu thereof the words "sixty" and "ninety."

Section 24, page 17, line 7½, by striking out the word "five" and insert in lieu thereof the word "ten"; line 8, by striking out the word "primary" and insert in lieu thereof the words "return and certification of the vote"; which were severally agreed to.

The bill, as amended, was ordered to be engrossed. The bill being presently engrossed, was read at length a third time and passed—yeas, 69; nays, 20.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Bargamin, Bell, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Cox, Creamer, Daniel, Evans, Fitzhugh, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Jennings, Jordan, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stratton, Terrell, Throckmorton, Tiffany, Utz, Weaver, White, John S., Willeroy, Williams, Mr. Speaker—69.

NAYS—Messrs. Baker, James M., Borden, Curtis, Flanagan, Fulton, Kemper, Montague, Mustard, Robertson, Spessard, Stephenson, John W., Sutphin, Tabb, Taylor, Templeton, Watts, Webb, White, Hugh A., Wise, Wissler—20.

MR. OLIVER moved to reconsider the vote by which the bill was passed; which was rejected.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 30. Senate bill to give concurrent jurisdiction to the circuit court of any county within which is situated any city which has undergone transition from a city of the second class to a city of the first class since the present Constitution went into effect with the corporation court of such city in all actions at law and suits in equity until a separate circuit court for such city shall be established.

No. 38. Senate bill to amend and re-enact section 655 of chapter 28 of the Code of Virginia of 1887, entitled when deed to be made to purchaser; clerk to make it; what to contain; fee of clerk; as amended by an act approved March 16, 1910.

No. 48. Senate bill to incorporate the town of Cedar Bluff, in Tazewell county, Virginia.

No. 5. House bill to appropriate \$40,000, or so much thereof as may be necessary, for the purpose of paying to the several Confederate pensioners on the rolls the ten per centum deducted from their 1911 pensions.

On motion of MR. COLEMAN of Norfolk, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO W. WILLIAMS, *Clerk.*

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SATURDAY, JANUARY 27, 1912.

Prayer by Rev. J. T. Mastin, of the Methodist Episcopal Church, South.

On motion of MR. WILLEROY, that part of the Journal relating to No. 30, House bill, was read.

On motion of MR. JENNINGS, the further reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 26, 1912.*

The Senate refuses to pass over the objections of the Governor House bill entitled an act to amend sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties and creating an administrative board and defining their duties, 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended, No. 6.

They have passed House bills entitled an act to amend and re-enact section 1 of chapter 58 of the Acts of 1889 and 1890, approved February 11, 1890, as amended by an act approved March 5, 1900, entitled an act to provide for the appointment of assistant commissioners of accounts and to define their duties and powers, No. 3; and an act to amend and re-enact the act in effect February 17, 1900, regulating the transportation of bodies dead of contagious or infectious diseases, No. 11.

They have passed Senate bill entitled an act to amend and re-enact chapter 5 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and

fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, No. 45.

In which they request the concurrence of the House of Delegates.

No. 45 Senate bill was referred to the Committee on Insurance and Banking.

No. 115. House bill requiring the directors of the Virginia penitentiary to report to the State Board of Charities and Corrections all prisoners paroled by them and directing the State Board of Charities and Corrections to visit and report upon all paroled prisoners, and authorizing said board to adopt rules and regulations therefor, having been considered by the committee in session, was reported from the Committee on Asylums and Prisons.

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 116. House bill to remove the obstruction across and in Sandy creek, between the old ford in Halifax county below the bridge across said creek at Henry's Mill and the source of said stream in Pittsylvania county.

No. 117. House bill to amend and re-enact chapter 136 of an act of Assembly of 1904, approved March 12, 1904, entitled An act to provide a new charter for the town of Vinton, in the county of Roanoke, Virginia, and to repeal all acts or parts of acts inconsistent with the same.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 118. House bill to amend and re-enact section 2602 of the Code of Virginia.

No. 119. House bill to amend and re-enact section 3058 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly, approved on the 26th day of December, 1903, so as to give to courts of equity jurisdiction to remove clouds from titles to real estate where the complainant is not in possession, or where the complainant has equitable right to the legal title.

No. 120. House bill to amend and re-enact section 10 of chapter 8 of an act of the General Assembly of Virginia, approved January 18, 1904, entitled An act concerning public service corporations.

No. 121. House bill to provide for the indexing of deeds and other records in ledgerized general index books.

No. 122. House bill to prescribe in what cases a justice of the peace shall not have jurisdiction in a suit or warrant.

No. 123. House bill to amend and re-enact section 3049 of the Code of Virginia, making provision as to when a judge fails, or is unable, to hold court, and as to when he is incompetent or unable to

perform the duties of his office, what judge may sit in a case or hold court, with a recommendation that it do not pass.

No. 124. House bill to provide for the recordation of the names of the heirs of a person dying intestate.

The following House bills having been considered by the committee in session, were reported from the Committee on Finance:

No. 125. House bill to amend and re-enact subsection fourth and fifth of section 184 of the Code of Virginia, as amended and re-enacted by an act approved January 24, 1908, entitled an act to amend and re-enact subsections fourth, fifth, sixth, seventh, eighth and ninth of section 184 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact subsection 184, concerning the salary of members and officers of the General Assembly, approved March 6, 1900, and as amended by an act entitled an act to amend and re-enact title 8 of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903.

No. 126. House bill to amend section 3 of an act approved March 3, 1892, entitled an act making an annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed.

No. 127. House bill to appropriate the sum of \$3,500 out of any money in the treasury not otherwise appropriated for the payment of the deficiency in the installation of the timber and mineral exhibits of Virginia.

No. 128. House bill to pay D. D. Talley and W. A. Crenshaw for extra services rendered by them as assistant assessors of real estate for the city of Richmond during the year 1910.

House bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.



House bill to amend and re-enact an act to amend and re-enact an act to provide for the improvement of public roads in Charlotte county, to authorize the issuance of county bonds for the purpose, and to apportion the proceeds of said bonds among the several magisterial districts, and to provide for the authorization of the issue of bonds by an election, approved March 11, 1908, adding sections 12 $\frac{1}{2}$ , 17 $\frac{1}{2}$  and 17 $\frac{1}{2}$ -a, approved March 10, 1910, adding thereto sections 17 $\frac{1}{2}$ -b, 17 $\frac{1}{2}$ -c and 17 $\frac{1}{2}$ -d, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to amend and re-enact sections 1 and 2 of an act approved February 16, 1892, entitled an act to incorporate the town of Shendun, Virginia, as amended by an act approved February 5, 1896, entitled an act to amend section 2 of an act to incorporate the town of Shendun, Virginia, approved February 16, 1892, so as to change the name of the said town to Grottoes, and to alter the boundaries thereof, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to prohibit the use of gill nets or seines or the taking of fish therewith in the waters of Dan river, any lake or pond formed thereby, or any back water therefrom, within Pittsylvania county or the corporate limits of the city of Danville, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

House bill to authorize the board of supervisors of Isle of Wight county to appropriate money for the erection of a wharf on Chuckatuck creek, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to provide for the working and keeping in repair the public roads in the counties of Alleghany, Bath and Highland, approved February 12, 1884, as amended by an act approved February 1, 1898, as amended by an act approved May 5, 1900, in so far as applicable to Bath and Highland, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to authorize the board of supervisors of Norfolk county to borrow a sum not exceeding \$200,000 for the purpose of permanent road improvement in said county, and to issue bonds therefor secured by a deed of trust of the interest of said county in the Norfolk county ferries, and to authorize the circuit court of Norfolk, or the judge thereof in vacation, to appoint a commission of three freeholders of said county to have charge of said permanent road improvement and the expenditure of the proceeds of said bond issue, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact an act approved January 29, 1898, entitled an act to provide for the working and keeping in repair the public roads of Amherst county, as amended and re-enacted by an act approved March 2, 1898, and as further amended by an act approved March 15, 1904, which latter act was further amended by an act approved March 16, 1910, which said amendment and the amendment herein contained being for the purpose of authorizing the board of supervisors of said county to work and improve the public roads of said county and expend any surplus money on the roads and bridges of said county, and to authorize the erection of toll gates on certain roads of said county for the purpose of raising revenue to maintain and build macadamize and otherwise permanently improve roads in said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to amend and re-enact an act of the General Assembly approved February 20, 1900, entitled an act to protect purchasers for valuable consideration without notice against liens of the Mutual Insurance Society against fire on buildings in the State of Virginia until such liens are filed in the clerk's office, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee for Courts of Justice.

House bill to define and prohibit the making, sale, rectifying, manufacturing or distilling of ardent spirits within the counties of Tazewell, Giles, Buchanan or Dickenson, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to exempt the counties of Caroline and Spotsylvania from the operation of an act entitled an act to protect sheep and other stock of the counties of this State, approved March 29, 1902, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1, 1888, by an act approved February 28, 1892, and by acts approved February 26, 1894, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

MS. Cox offered the following resolution:

Resolved, That the Clerk of the House of Delegates be directed to employ such additional janitor service as may be necessary for the proper care of the hall, offices and committee rooms, to be paid out of the contingent fund, not exceeding two dollars per day; which was agreed to.

On motion of MR. BELL, 250 copies each of House bill relating to the forfeiture of tracts or parcels of land containing five thousand acres or more to the Commonwealth, etc., and House bill concerning the transfer of shares of stock in corporations, were ordered to be printed.

On motion of MR. GREGORY, three days' leave of absence was granted MR. BAKER of Louisa.



The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. BAKER of Chesterfield: A bill to amend and re-enact section 139 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903.

To the Committee on Counties, Cities and Towns:

By MR. MARTIN: A bill to amend and re-enact an act approved March 15, 1910, entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactment a misdemeanor, and to provide penalty.

To the Joint Committee on Special, Private and Local Legislation:

By MR. GREGORY: A bill to empower the council of the town of Chatham, in the county of Pittsylvania, to issue and sell bonds for the purpose of improving the streets, improving the water system and establishing the sewerage system in said town, provided that the question of such bond issue for the purpose named be first submitted to the qualified voters of said town, and to authorize said council to call an election for the submission of the same to the voters.

By MR. RUTHERFOORD: A bill to authorize and direct work on the public roads of Goochland county by convicts at the State farm now located in Goochland county.

By MR. WATTS: A bill to provide for payment to the assessors of real estate for the city of Roanoke for work done by them in consequence of the death of one of said assessors.

By MR. KINSEY: A bill to provide funds for the working of roads in Franklin county, Virginia, with State funds.

By MR. TABB: A bill to repeal an act entitled an act for the protection of deer in the counties of Gloucester and Mathews, approved January 16, 1902.

By MR. KENT: A bill to provide for an election by the qualified voters of Red Branch magisterial district, in which is the town of Virgilina, in Halifax county, Virginia, to determine whether or not intoxicating liquors shall be manufactured or sold in any manner within the bounds of said district, to define the result of said election, and if the result of said election is against the sale of liquor, to abolish the dispensary in said district, or if the result be in favor of the sale

of liquor, to preserve the present law therein, and to provide for biennial elections in said district on said question.

By MR. KINSEY: A bill fixing the strength of bridges in the county of Franklin.

To the Committee on Agriculture and Mining:

By MR. ADAMS: A bill to regulate the manufacture, storage and sale of spirits of turpentine, linseed oil, paints, etc., and substitutes and imitations thereof, fixing standards for raw and boiled linseed oil, defining the words "pure spirits of turpentine," and the words "paints," providing for labeling, providing for the enforcement of this act and expenses thereof and the examination of samples of turpentine, raw and boiled linseed oil and paints.

To the Committee on Asylums and Prisons:

By MR. GRANT: A bill to amend and re-enact an act approved February 25, 1908, relating to the fees of notaries and justices of the peace, as heretofore amended.

To the Committee on General Laws:

By MR. GRANT: A bill to amend and re-enact chapter 111 of the Acts of 1904, approved March 12, 1904, relative to the desertion or wilful neglect to support wife and minor children.

By MR. BARGAMIN: A bill to prohibit persons while under the influence of ardent spirits to operate or drive an automobile.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

No. 115. House bill requiring the directors of the Virginia penitentiary to report to the State Board of Charities and Corrections all prisoners paroled by them and directing the State Board of Charities and Corrections to visit and report upon all paroled prisoners, and authorizing said board to adopt rules and regulations therefor.

No. 116. House bill to remove the obstructions across and in Sandy creek, between the old ford in Halifax county below the bridge across said creek at Henry's Mill and the source of said stream in Pittsylvania county.

No. 117. House bill to amend and re-enact chapter 136 of an act of Assembly of 1904, approved March 12, 1904, entitled an act to provide a new charter for the town of Vinton, in the county of Roanoke, Virginia, and to repeal all acts or parts of acts inconsistent with the same.

No. 118. House bill to amend and re-enact section 2602 of the Code of Virginia.

No. 119. House bill to amend and re-enact section 3058 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly, approved on the 26th day of December, 1903, so as to give to courts of equity jurisdiction to remove clouds from titles to real estate where the complainant is not in possession, or where the complainant has an equitable right to the legal title.

No. 120. House bill to amend and re-enact section 10 of chapter 8 of an act of the General Assembly of Virginia, approved January 18, 1904, entitled an act concerning public service corporations.

No. 121. House bill to provide for the indexing of deeds and other records in ledgerized general index books.

No. 122. House bill to prescribe in what cases a justice of the peace shall not have jurisdiction in a suit or warrant.

No. 123. House bill to amend and re-enact section 3049 of the Code of Virginia, making provision as to when a judge fails, or is unable to hold court, and as to when he is incompetent or unable to perform the duties of his office, what judge may sit in a case or hold court.

No. 124. House bill to provide for the recordation of the names of the heirs of a person dying intestate.

No. 125. House bill to amend and re-enact subsections fourth and fifth of section 184 of the Code of Virginia, as amended and re-enacted by an act approved January 24, 1908, entitled an act to amend and re-enact subsections fourth, fifth, sixth, seventh, eighth and ninth of section 184 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact subsection 184, concerning the salary of members and officers of the General Assembly, approved March 6, 1900, and as amended by an act entitled an act to amend and re-enact title 8 of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903.

No. 126. House bill to amend section 3 of an act approved March 3, 1892, entitled an act making an annual appropriation to the Confederate Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed.

No. 127. House bill to appropriate the sum of \$3,500 out of any money in the treasury not otherwise appropriated for the pay-

ment of the deficiency in the installation of the timber and mineral exhibits of Virginia.

No. 128. House bill to pay D. D. Talley and W. A. Crenshaw for extra services rendered by them as assistant assessors of real estate for the city of Richmond during the year 1910.

No. 1. House bill to authorize any city, town or county of this Commonwealth to use the waters of Lake Drummond for the purpose of a supply of water to itself or its inhabitants, and to acquire by purchase, condemnation or otherwise sufficient lands along the shores of said lake and water, and water rights for the establishment of its water works, pumping stations and other necessary works, came up.

On motion of MR. PARKER, the amendments proposed by the Senate were agreed to—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fitzhugh, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Parker, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—84.

NAYS—None.

MR. PARKER moved to reconsider the vote by which the amendments were agreed to; which was rejected.

No. 58. Senate bill to amend and re-enact section 17 of an act entitled An act to raise revenue for support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended by an act approved December 12, 1903, and as further amended by an act approved March 12, 1908, was read at length a third time and passed—yeas, 80; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Bowman, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fitzhugh, Gilliam, Gregory, Harwood, Houston, Howerton, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Parker, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Wal-



ton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—80.

NAYS—None.

MR. BAKER of Chesterfield moved to reconsider the vote by which the bill was passed; which was rejected.

No. 41. House bill to amend and re-enact section 3652 of the Code of Virginia of 1887, was read at length a third time and passed—yeas, 56; nays, 23.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Borden, Bowman, Brown, W. N., Brown-  
ing, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Daniel, Evans,  
Fitzhugh, Grant, Gregory, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey,  
Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Moseley, Norris, Old,  
Oliver, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robert-  
son, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stratton,  
Tabb, Tate, Templeton, Tiffany, Utz, Webb, White, Hugh A., Willeroy, Wise  
—51.

NAYS—Messrs. Bell, Brown, Thos., Coleman, Daniel, Cox, Creamer, Curtis,  
Fulton, Gilliam, Love, Milstead, Moncure, Mustard, Stephenson, John W.,  
Sutphin, Taylor, Terrell, Throckmorton, Walton, Watts, Weaver, White, John  
S., Williams, Wissler—23.

MR. HOUSTON stated that he would have voted in the negative, but that he was paired with MR. PARKER.

MR. MONCURE moved to reconsider the vote by which the bill was passed; which was rejected.

On motion of MR. WILLIAMS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

MONDAY, JANUARY 29, 1912.

Prayer by Rev. J. T. Mastin, of the Methodist Episcopal Church, South.

On motion of MR. TATE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 27, 1912.*

The Senate has passed House bill entitled an act providing for remedy by motion after thirty days' notice for any tort; when notice

to be returned to clerk's office; provision to prevent discontinuance of the motion, No. 14.

They have passed, with amendments, House bills entitled an act to amend and re-enact section 1 of an act approved March 14, 1908, entitled an act to authorize supervisors of each county and the council of each city to make a special levy for the support and maintenance of maimed and disabled Confederate soldiers or the needy and indigent widows of Confederate soldiers in their respective counties and cities, No. 7; and an act entitled an act to appropriate certain sums of money from the Virginia State treasury in aid of duly organized Confederate memorial associations of this State, having in charge and that expend such money upon cemeteries containing the graves of Confederate soldiers or sailors, No. 24.

They have passed Senate bill entitled an act to amend and re-enact section 1913 of the Code of Virginia, relative to the standard of cord measure and of agricultural products, No. 14.

In which they request the concurrence of the House of Delegates.

Nos. 7 and 24 House bills were, on motion, severally made, placed on the calendar.

No. 14 Senate bill was referred to the Committee on Agriculture and Mining.

No. 93. Senate bill to amend and re-enact an act entitled an act to provide a charter for the town of Warrenton, Virginia, approved April 30, 1903, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

The following House bills having been considered by the committee in session, were reported from the Committee on General Laws:

No. 129. House bill to amend and re-enact subsection 5 of section 2070-a of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a, by an act approved March 14, 1904, as further amended and re-enacted as to subsection 2070-a, by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as to certain counties.

No. 130. House bill regulating marriages, and the issuance of marriage licenses, prohibiting marriage in certain cases, providing penalties for the violation of the provisions of this act.

No. 131. House bill to amend and re-enact subsection 2070-a of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter

95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of subsection 2070-a, by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a, by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908.

No. 132. House bill to amend and re-enact subsections 1 and 2 of section 2070-c of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc.

No. 133. House bill to limit quantity, time and manner of taking certain game in this State.

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 134. House bill to authorize the board of supervisors of Rockbridge county and the town of Lexington, or either of them, to contribute such sum as in the judgment of the board of supervisors or the town council may seem proper for the benefit of the Jackson Memorial Hospital in the town of Lexington, Virginia.

No. 135. House bill to repeal chapter 441, Acts of Assembly 1895 and 1896, entitled an act to incorporate the town of Saxis, in the county of Accomac, approved February 26, 1896.

No. 136. House bill to authorize the board of supervisors of Charlotte county to sell or rent a farm containing 500 acres, situated at Saxe, in Bacon magisterial district, Charlotte county, Virginia, and directing the disposition of the proceeds thereof.

The following House bills having been considered by the committee in session, were reported from the Committee on Finance:

No. 137. House bill to amend and re-enact section 509 of the Code of Virginia, in reference to commissioners of the revenue extending levies and taxes; compensation therefor.

No. 138. House bill to continue and extend an act of the General Assembly of Virginia, entitled an act to direct the Board of Charities and Corrections to ascertain the facts concerning the weak minded, other than insane and epileptics, and also to direct the said Board of Charities and Corrections to ascertain, investigate and report to the next General Assembly of Virginia as to the propriety of providing surgical aid and treatment to the deformed, crippled and disfigured persons of the Commonwealth who are too poor to provide

such treatment for themselves, and to appropriate the sum of \$1,000 for the purpose.

No. 139. House bill to make an appropriation to provide for the relief of needy Confederate Veterans who are not eligible to become inmates of the Soldiers' Home because of suffering from cancerous affections or contagious disease.

No. 140. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to provide for the working and keeping in repair public roads in the counties of Alleghany, Bath and Highland, approved February 12, 1884, as amended by an act approved February 1, 1898, as further amended by an act May 5, 1900, and so far as applicable to the counties of Bath and Highland, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

House bill to authorize and direct work on the public roads of Goochland county by convicts at the State farm, now located in Goochland county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

THE SPEAKER laid before the House the following telegram:

STATE HOUSE, TRENTON, N. J., *January 29, 1912.*

HON. EDWIN P. COX,

*House of Delegates, Richmond, Va.*

I appreciate very deeply the honor the General Assembly of Virginia has done me in joining with the council of the city of Richmond in inviting me to make an address in Richmond, February 1st. I accept the invitation with the greatest pleasure, and shall look forward to the occasion as an unusual privilege.

WOODROW WILSON.

MR. WILLIAMS offered the following resolution:

Resolved, That at today's session, after the special order is called, only uncontested bills shall be considered until the calendar shall have been called through, when the calendar shall be again called and the business disposed of in the order in which it then appears; which was agreed to.

MESSRS. HARWOOD, JENNINGS, WILLIAMS, OLIVER, LOVE, STRATTON and WISSLER offered the following resolution:

Resolved by the House of Delegates, That the sum of \$150 is



hereby appropriated out of "the contingent fund of the House" for the purchase of the picture of the late United States Senator John W. Daniel.

Resolved further, That the Clerk of the House is appointed to arrange this matter, and is further directed to place the picture in the panel corresponding to the panel on which the picture of the late Clerk of the House, Hon. John Bell Bigger, hangs; which was agreed to.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. BURT: A bill to repeal section 4082 of the Code of Virginia.

By MR. BREWER: A bill to amend and re-enact section 3528 of the Code of Virginia, as heretofore amended.

To the Committee on Schools and Colleges:

By MESSRS. LOVE, BELL, WISE, BYRD, WHITE of Albemarle, EWING, COX, KENT, BROWNING, REW, FITZHUGH, MOSELEY, COLEMAN of Spotsylvania, PAGE, STRATTON: A joint resolution proposing an amendment to section 132 of the Constitution of Virginia.

To the Committee on Roads and Internal Navigation:

By MR. WATTS: A bill to amend and re-enact section 11, chapter 4, of an act entitled an act concerning public service corporations, which was approved on the 18th day of January, 1904.

To the Committee for Courts of Justice:

By MR. EWING: A bill to amend and re-enact an act entitled an act to amend and re-enact section 459 of the Code of Virginia, 1887, as amended and re-enacted by an act approved February 9, 1898, and to amend and re-enact section 461 of the Code of Virginia, 1887, approved March 4, 1910.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 2414 of the Code of Virginia.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 2599 of the Code of Virginia, in regard to the appointment of guardians.

By MR. WHITE of Rockbridge: A bill to provide a more definite means of identification of the owners, users and operators of automobiles in this State, and to provide a punishment for the violation of the laws of this State in regard to the running and operating of automobiles.

To the Committee on General Laws:

By MR. RICHARDSON: A bill to regulate land surveying in the State of Virginia.

By MR. COLEMAN of Norfolk: A bill to amend and re-enact section 1918 of the Code of Virginia, in relation to compensation of sealer of weights and measures.

By MR. EVANS: A bill to provide for the appointment of additional game wardens upon the application of five resident freeholders of the several counties and cities of the State, whose jurisdiction shall be confined to the several magisterial districts for which they are severally appointed.

To the Joint Committee on Special, Private and Local Legislation:

By MR. LAND: A bill to authorize the board of supervisors of the county of Nottoway to borrow the sum of \$10,000, or so much thereof as may be necessary, to continue improvement of public roads of said county.

By MR. HOWERTON: A bill to amend and re-enact an act approved March 1, 1906, entitled an act for the protection of fish in Nottoway river, in Southampton, Sussex, Dinwiddie, Brunswick and Greenville counties, Virginia.

By MR. WHITE of Rockbridge: A bill to prevent the catching of fish by gill nets or seines in the rivers and streams of the county of Rockbridge.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 93. Senate bill to amend and re-enact an act entitled An act to provide a charter for the town of Warrenton, Virginia, approved April 30, 1903, was read at length a first time.

The following House bills were read at length a first time and ordered to be printed:

No. 129. House bill to amend and re-enact subsection 5 of section 2070-a of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a, by an act approved March 14, 1904, as further amended and re-enacted as to subsection 2070-a, by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as to certain counties.

No. 130. House bill regulating marriages and the issuance of marriage licenses, prohibiting marriages in certain cases, providing penalties for the violation of the provisions of this act.

No. 131. House bill to amend and re-enact subsection 2070-a of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of subsection 2070-a, by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908.

No. 132. House bill to amend and re-enact subsections 1 and 2 of section 2070-c of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc.

No. 133. House bill to limit quantity, time and manner of taking certain game in this State.

No. 134. House bill to authorize the board of supervisors of Rockbridge county and the town of Lexington, or either of them, to contribute such sum as in the judgment of the board of supervisors or the town council may seem proper for the benefit of the Jackson Memorial Hospital, in the town of Lexington, Virginia.

No. 135. House bill to repeal chapter 441, Acts of Assembly, 1895 and 1896, entitled an act to incorporate the town of Saxis, in the county of Accomac, approved February 26, 1896.

No. 136. House bill to authorize the board of supervisors of Charlotte county to sell or rent farm containing 500 acres, situated at Saxe, in Bacon magisterial district, Charlotte county, Virginia, and directing the disposition of the proceeds thereof.

No. 137. House bill to amend and re-enact section 509 of the Code of Virginia, in reference to commissioners of the revenue extending levies and taxes; compensation therefor.

No. 138. House bill to continue and extend an act of the General Assembly of Virginia, entitled an act to direct the Board of Charities and Corrections to ascertain the facts concerning the weak-minded, other than insane and epileptics, and also to direct the said board of Charities and Corrections to ascertain, investigate and report to the next General Assembly of Virginia as to the propriety of providing surgical aid and treatment to the deformed, crippled and disfigured persons of the Commonwealth who are too poor to provide such treat-

ment for themselves, and to appropriate the sum of \$1,000 for the purpose.

No. 139. House bill to make an appropriation to provide for the relief of needy Confederate veterans who are not eligible to become inmates of the Soldiers' Home because of suffering with cancerous affections or contagious disease.

No. 140. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to provide for the working and keeping in repair public roads in the counties of Alleghany, Bath and Highland, approved February 12, 1884, as amended by an act approved February 1, 1898, as further amended by an act May 5, 1900, and so far as applicable to the counties of Bath and Highland.

The amendments proposed by the Senate to the following House bills were agreed to:

No. 7. House bill to amend and re-enact an act approved March 14, 1908, entitled an act to authorize the supervisor of each county and the council of each city to make a special levy for the support and maintenance of maimed and disabled Confederate soldiers, or the needy and indigent widows of Confederate soldiers, in their respective counties and cities—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tabb, Tate, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Williams, Wise, Wissler—83.

NAYS—None.

No. 24. House bill to appropriate certain sums of money from the Virginia State treasury in aid of duly organized Confederate memorial associations of this State having in charge and that expend such money upon cemeteries containing the graves of Confederate soldiers or sailors—yeas, 89; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Earman, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson,



Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—89.

NAYS—None.

Motions severally made to reconsider the votes by which the amendments proposed by the Senate to Nos. 7 and 24, House bills, were agreed to were rejected.

The following Senate bills were read at length a second time:

No. 28. Senate bill to regulate insurance of public buildings and other State property in Virginia.

No. 31. Senate bill to authorize the board of supervisors of Isle of Wight county to building a bridge across Jones creek.

No. 156. Senate bill to provide reasonable compensation for the boards of road commissioners of the respective magisterial districts of Mecklenburg county, Virginia, and of the proceeds of the sale of the bonds issued by said county for their services in directing and supervising the expenditure of the funds thus provided for permanent road or bridge improvement in their respective magisterial districts.

The following House bills having been printed, were read at length a second time and ordered to be engrossed:

No. 50. House bill to authorize and direct the Register of the Land Office to grant and convey unto R. Henry Moore, of Elizabeth City county, not exceeding fifteen acres in area near the easterly end of "Hampton Bar" or flat, for the construction and maintaining of a landing and shipping place, with piers and jetties therefrom.

No. 51. House bill to amend and re-enact an act entitled an act authorizing the assignment of life insurance policies, approved April 27, 1903.

No. 56. House bill to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910.

No. 57. House bill to extend the time for collecting taxes accounted for by the city and county treasurer and not returned delinquent.

No. 58. House bill to amend and re-enact sections 1 and 2 of an act entitled An act to amend and re-enact an act entitled an act to provide for a road law for Spotsylvania county, approved February 21, 1898.

No. 59. House bill to authorize the town of Eastville, in Northampton county, to issue bonds and to borrow money for the purpose of

paying the balance due for completing the work of macadamizing the roads or streets through the town.

No. 60. House bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same.

No. 70. House bill to amend and re-enact an act entitled an act to require the licensing and adequate inspection and supervision of persons and corporations conducting maternity hospitals or lying-in asylums, and those engaged in placing destitute children in family homes, approved March 10, 1910.

No. 73. House bill to protect fish in the waters of Roanoke city, Roanoke county and Montgomery county.

No. 74. House bill to amend and re-enact an act of the General Assembly of Virginia, approved January 30, 1900, as amended and re-enacted by an act approved March 10, 1910, in regard to prohibiting the killing of fish in Clinch river, in the county of Russell, with dynamite or other explosives and poisons, and to prescribe punishment therefor.

No. 75. House bill to amend and re-enact section 38 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, with reference to fees on charters on domestic corporations, as amended by an act approved February 26, 1910. (Amended.)

No. 76. House bill to revise the pension rolls of the Commonwealth.

No. 63. House bill to validate acknowledgment to deeds heretofore made and certified by officers having authority to take such acknowledgments in the State wherein they reside. (Amended.)

No. 81. House bill to provide that a party to any action at law or suit in equity shall not be held as waiving his rights to object and except to the ruling of the court where a demurrer to his pleading has been sustained, and he has amended as the result of such ruling.

No. 87. House bill to amend and re-enact section 1 of chapter 541 of the Acts of the General Assembly, section 1897-1898, relating to the lot in the city of Richmond belonging to Henrico county, on which the courthouse of said county is situated.

No. 88. House bill to amend and re-enact an act entitled An act authorizing the board of supervisors of Henrico county to require osage orange hedges bordering on public roads of said county to be trimmed by owners of such hedges, and to impose a fine for failure

to comply, which became a law December 20, 1897, by enlarging the powers of the said board of supervisors.

No. 89. House bill to amend and re-enact section 43 of chapter 5 of the charter of Basic City, Va.

No. 93. House bill to amend and re-enact section 11 of an act approved January 30, 1888, entitled an act to amend and re-enact an act entitled an act to incorporate the town of South Boston, in the county of Halifax.

No. 97. House bill to amend and re-enact sections 2, 3, 4, 5, 8, 9, 11, 12, 15, 16, 17, 18, 19, 20, 21, 27, 33, 42, 45, 47, 53, 54, 55, 60, 68, 69, 79, 80, 81, 82, 87, 88, 99 and 101 of an act approved February 28, 1896, entitled an act to provide a new charter for the city of Roanoke.

No. 99. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of erecting, equipping and operating a plant for the manufacture, distribution and sale of electricity.

No. 100. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of funding or redeeming certain outstanding bonds known as water bonds, maturing on the 11th day of May, A. D. 1916, and to extend and improve the water or sewer systems of the said town.

No. 101. House bill to establish the Pulaski County Confederate Home.

No. 104. House bill to provide for the sale of estates of freehold in land, and such estates in personal property as would be estates of freehold, if they were estates in land, taken by deed, will or other writing, to any person, with limitation therein, by way of remainder to his "heirs" or "heirs of his body" or "issue" or other words of like import, and the investment of the proceeds of such sales for the use and benefit of the person so holding the estate, subject to such limitation.

No. 95. House bill to amend and re-enact an act approved February 7, 1835, providing a charter for the town of Bridgewater, as amended by an act approved March 3, 1884, and as amended by an act approved August 26, 1884, and as further amended by an act approved February 16, 1901, and all other acts heretofore passed amendatory of said charter. (Amended.)

No. 107. House bill to authorize the school board of Jerusalem magisterial district, Southampton county, Virginia, to borrow money for the purpose to pay off school indebtedness in said district, and to issue bonds therefor not exceeding \$12,000 in amount.

No. 110. House bill to establish the status as evidence of certificates of protest of negotiable instruments.

No. 98. House bill to amend and re-enact section 10 of an act

entitled An act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908.

No. 112. House bill to amend and re-enact section 15 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908.

No. 116. House bill to remove the obstructions across and in Sandy creek, between the old ford in Halifax county below the bridge across said creek at Henry's Mill and the source of said stream in Pittsylvania county.

No. 117. House bill to amend and re-enact chapter 136 of an act of Assembly of 1904, approved March 12, 1904, entitled An act to provide a new charter for the town of Vinton, in the county of Roanoke, Virginia, and to repeal all acts or parts of acts inconsistent with the same.

No. 49. House bill to amend and re-enact section 1 of an act entitled an act to prohibit the several cities and towns of the Commonwealth from imposing and collecting any tax, fine or other penalty upon persons selling farm and domestic products grown or produced by them within the limits of such town or city outside of and not within the regular market houses and sheds of such towns and cities, which became a law March 3, 1896, as heretofore amended. (Amended.)

No. 91. House bill to amend and re-enact sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties, and to amend and re-enact sections 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled An act providing a charter for the city of Richmond, as heretofore amended, having been printed, came up.

The bill was read at length a second time and ordered to be engrossed.

MR. COX moved to reconsider the vote by which the bill was ordered to be engrossed.

MR. WILLIAMS moved to "pass by" the motion to reconsider; which was agreed to.

On motion of MR. BYRD, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*



TUESDAY, JANUARY 30, 1912.

Prayer by Rev. J. C. Scott, of the Protestant Episcopal Church.

On motion of Mr. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 29, 1912.*

The Senate has passed House bill entitled an act to amend and re-enact an act entitled An act to amend and re-enact section 2197 of the Code of Virginia, in relation to burial of hogs that died from disease, as amended and re-enacted by an act approved March 30, 1890, and by an act approved February 1, 1896, so as to require the cremation or burial of all animals or fowls that die from contagious or infectious diseases, and fixing penalties for violation thereof, approved March 15, 1904, making the act apply to animals or fowls dying from any disease, No. 33.

They have passed Senate bills entitled an act to authorize the ascertainment and designation of the boundary line of real estate, No. 62; an act to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066, 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits and giving jurisdiction to courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion thereof or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910, No. 65; an act to amend the divorce practice in the State of Virginia, and to provide for the mailing of a copy of the order of publication against non-resident defendants to his or

her last known place of address by registered mail at least fifteen days before the taking of depositions, No. 73; an act to invest the boards of supervisors of counties having a population greater than 300 inhabitants per square mile, as shown by the United States census, the same powers and authority now vested or hereafter conferred upon common councils of cities and towns, No. 109; an act to amend and re-enact section 3737 of the Code of Virginia, in relation to "forgery, uttering, etc., and how punished," No. 122; an act to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia, No. 126; an act to amend and re-enact fifth subdivision of section 834-g of the Code of Virginia, authorizing the board of supervisors of each county in the State to levy a tax on dogs and to enforce collection of said tax, with certain penalties in case of failure to pay the same, No. 131; an act to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910, No. 47; an act authorizing the council of the city of Radford, Virginia, to have issued and sold bonds of the city of Radford, Virginia, to the amount of \$35,000 for general public improvement for school purposes, No. 5; an act to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same, No. 85; an act to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 28, 1910, No. 97; an act to amend and re-enact sections 6 and 8 of an act entitled An act to constitute the town of Warrenton and surrounding territory a separate school district, approved March 14, 1878, No. 98; an act to amend and re-enact section 4 of chapter 4 of an act entitled An act concerning corporations, which became a law on May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chap-

ter 4 of an act concerning corporations (supplement 1910, Pollard's Code, section 1105-d (4), page 154), No. 115; and an act to amend and re-enact an act entitled An act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, as further amended by an act entitled an act to amend and re-enact sections 1 and 2 of an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, and to add an independent section and power in the town council of said town to negotiate a loan not to exceed \$5,000, approved March 5, 1896, No. 141.

In which they request the concurrence of the House of Delegates.

Nos. 65, 73, 62, 122 and 109, Senate bills, were referred to the Committee for Courts of Justice.

Nos. 126 and 147, Senate bills, were referred to the Committee on Finance.

Nos. 85, 5, 131 and 141, Senate bills, were referred to the Committee on Counties Cities and Towns.

No. 115 Senate bill was referred to the Committee on General Laws.

No. 98 Senate bill was referred to the Committee on Schools and Colleges.

No. 97 Senate bill was referred to the Committee on Roads and Internal Navigation.

No. 13. House engrossed bill to prohibit gambling, heretofore recommitted to the Committee on General Laws, was reported back, with amendments.

The following House bills having been considered by the committee in session, were reported from the Committee on General Laws:

No. 141. House bill to regulate the conduct and equipment of hotels, to provide for the inspection thereof, and penalties for the violation of the provisions hereof.

No. 142. House bill to require the inspection and the supervision by the State Board of Charities and Corrections of persons or corporations placing children in family homes, said persons or corporations to furnish information; the State Board of Charities and Corrections to visit and report upon the children placed in homes; authorizing the courts to commit destitute and delinquent children to the State Board of Charities and Corrections, and said board to place said children in homes or reformatories, to report to the court under certain contingencies; penalties prescribed.

No. 143. House bill to amend and re-enact chapter 111 of the Acts of 1904, approved March 12, 1904, relative to the desertion or wilful neglect to support wife and minor children.

No. 144. House bill to prohibit treating in saloons, fixing penalty therefor and defining the word "treating."

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 145. House bill to amend and re-enact section 1 of an act to provide for the issuing of county bonds for permanent road or bridge improvement in the counties of the State.

No. 146. House bill to amend and re-enact section 1 of an act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State.

No. 147. House bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection.

No. 148. House bill to amend and re-enact sections 1 and 2 of an act approved February 16, 1892, entitled An act to incorporate the town of Shendun, Virginia, as amended by an act approved February 5, 1896, entitled an act to amend section 2 of an act to incorporate the town of Shendun, Virginia, approved February 16, 1892, so as to change the name of said town to Grottoes, and to alter the boundaries thereof.

No. 149. House bill to change the time of holding the town election of the town of Branchville, in Southampton county, Virginia, and extending the term of office of the present officers of said town.

No. 150. House bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended.

No. 151. House bill to amend and re-enact chapter 14 of Acts 1910, entitled an act in relation to certain proper sanitary arrangements to be provided in factories, workshops, mercantile establishments or offices, and imposing penalties for failure to provide such arrangements, approved February 9, 1910.

No. 152. House bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1, 1888, by an act approved February 25, 1892, and by an act approved February 26, 1894, March 4, 1896, and by an act approved February 7, 1898.



No. 153. House bill to amend and re-enact an act approved March 15, 1910, entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties.

No. 154. House bill to authorize the board of supervisors of Norfolk county to borrow a sum not exceeding \$200,000 for the purpose of permanent road improvement in said county, and to issue bonds therefor, secured by deed of trust on the interest of said county in the Norfolk county ferries, and to authorize the circuit court of Norfolk county, or the judge thereof in vacation, to appoint a commission of three freeholders of said county to have charge of said permanent road improvement, and the expenditure of the proceeds of said bond issue.

House bill to authorize the board of supervisors of the county of Nottoway to borrow the sum of \$10,000, or so much thereof as may be necessary, to continue the improvement of the public roads of the said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize P. A. Richmond, who is under twenty-one years of age, but over twenty years of age, to qualify as deputy for J. F. Richmond, county clerk of Scott county, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee for Courts of Justice.

House bill to authorize the county school board of the county of James City to convey what is known as the Hickory Neck Academy lot, with the buildings thereon, to the duly appointed trustees for the congregation of Hickory Neck Protestant Episcopal Church, of Bliss-

land Parish, in James City county, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report :

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Schools and Colleges.

House bill to permit the establishment of a private bridge over the waters of Skiff's creek, between the counties of Warwick and James City, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report :

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill for the relief of W. J. Whitehurst, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report :

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings, but that the bill is unconstitutional.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to provide for the payment to the assessors of real estate for the city of Roanoke for work done by them in consequence of the death of one of said assessors, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report :

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings, but that the bill is unconstitutional.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to appropriate the sum of \$4,500 to J. F. Bonnewell,

of Warwick county, for certain oysters, etc., having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings, but that the bill is unconstitutional.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill fixing the strength of bridges in the county of Franklin, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to prevent the catching of fish by gill nets or seines in the rivers and streams of the county of Rockbridge, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to provide for the working of the roads of Franklin county with State funds, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

MR. KENT, from the committee appointed pursuant to resolution

of the House relating to the Virginia Book Company, presented the report of the Committee; which was ordered to be printed as House Document No. 4.

Ordered that 500 copies of this document be printed.

The following were presented and referred under Rule 37:

To the Committee for Courts of Justice:

By MR. HOUSTON: A bill to confer police powers upon the State Highway Commissioner and assistants for certain purposes.

By MR. LUNSFORD: A bill to enable the court in suits for partition of real estate to lay off the shares of one or more of the owners and sell the residue and divide the proceeds among the other owners in certain cases.

By MR. JENNINGS: A bill to invalidate assignments of wages to secure loans in certain cases, unless accepted, and restricting their effect as security.

By MR. WATTS: A bill to allow any city or town in this State to employ temporarily a competent person to perform the duties pertaining to any office created by the charter or ordinances of cities or towns.

To the Committee on Federal Relations:

By MR. WHITE of Rockbridge: A bill to repeal an act entitled An act ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within this State, and authorizing the acquisition thereof, approved April 2, 1902.

To the Committee on Counties, Cities and Towns:

By MR. WILLIAMS: A bill to prohibit the opening, repairing or maintaining of any street or alley through, on or over any lands within any of the cities or towns of this Commonwealth which belongs to the Commonwealth of Virginia to the Confederate Memorial Association, or any agency of the State.

By MR. IVEY: A bill to abolish poorhouses, to purchase sights, and to establish institutions for the care of the destitute in each congressional district, and to provide for the maintenance and government of same.

To the Joint Committee on Special, Private and Local Legislation:

By MESSRS. ADAMS and LOVE: A bill to repeal chapter 440 of the Acts of Assembly of 1902-1903-1904, being an act of the General Assembly of Virginia, approved December 12, 1903, entitled an act



to establish a dispensary for the sale of intoxicating liquors in Lee magisterial district at Meherrin, Prince Edward county, Virginia, to prohibit all persons, firms, corporations to sell, barter or exchange such liquors in said magisterial district, and to repeal all laws in conflict with this act, so far as they apply to said magisterial district.

By MR. BAIN: A bill to authorize the Auditor of Public Accounts to pay to the Confederate Memorial Association at Courtland, Virginia, certain sums of money appropriated to it which it has failed to draw.

By MR. BURT: A bill for the relief of the town of Dendron, Surry county, Virginia.

By MR. STEPHENSON of James City: A bill to submit to the qualified voters of the city of Williamsburg, Virginia, at a special election to be held therefor, the question of the establishment in the said city of Williamsburg of a dispensary for the sale of intoxicating liquors therein, and in the event that a majority of said voters voting at said election vote for said dispensary, then further to provide for the establishment and conduct of same, and to prohibit thereafter within said city the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations, except as herein provided, and to provide for future elections on the question of abolishing said dispensary and defining the effect of all elections held hereunder.

By MR. MOORE: A bill to amend and re-enact section 2108 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 2108 of the Code of Virginia, as to unlawful fishing, and to prescribe the time for catching bass, approved March 16, 1910, so as to exclude from the operation thereof New river, in Wythe county, Virginia, and to prevent the catching of fish with seines in certain waters of said county.

By MR. PARKER: A bill to amend and re-enact sections 4, 12, the first subsection of section 23, sections 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of elections of councilmen, the number of councilmen, the power to establish and enlarge water works, printing of ordinances, the pay of councilmen and other city officers, and to add to the said charter a new section, to be known as section 24-a, in reference to the issue of bonds.

By MR. UTZ: A bill to amend and re-enact an act of the General Assembly, approved March 4, 1894, entitled an act to provide for the working and keeping in order the public roads of the counties of Greene and Madison, as amended by an act approved May 14, 1903, so far as the same applies to Madison county, so as to provide for the opening, constructing, maintaining and working the roads and keeping in order the causeways and bridges of Madison county, and

creating the office of superintendent of roads, and prescribing his duties and compensation, and repeal any act in conflict herewith.

By MR. WHITE of Rockbridge: A bill to provide for the removal of the remains of General Henry Lee from the State of Georgia and reinter the same at some appropriate place in Virginia, and to appropriate funds for the purpose.

To the Committee on Chesapeake and Its Tributaries:

By MR. MONCURE: A bill to require a license of non-residents to fish in the waters under the jurisdiction of the State of Virginia.

To the Committee on Finance:

By MR. MOORE: A bill to increase the pensions of Confederate veterans and their widows, and defining who shall be entitled thereto.

By MR. BYRD: A bill fixing the salaries of judges of the Supreme Court of Appeals of Virginia whose terms of office commence on or after the 1st day of February, 1913.

By MR. BOWMAN: A bill to appropriate the public revenue for the two fiscal years ending, respectively, the 28th day of February, 1913, and the 28th day of February, 1914.

To the Committee on General Laws:

By MR. BANKS: A bill to amend and re-enact an act entitled an act to promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals, for securing better drainage, or providing better outlets for drainage, for building levees or embankments, and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing, and providing for the assessment and collection of the cost and expense of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, approved March 17, 1910.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

No. 141. House bill to regulate the conduct and equipment of hotels, to provide for the inspection thereof, and penalties for the violation of the provisions hereof.

No. 142. House bill to require the inspection and the supervision

by the State Board of Charities and Corrections of persons or corporations placing children in family homes, said persons or corporations to furnish information, the State Board of Charities and Corrections to visit and report upon the children placed in homes, authorizing the courts to commit destitute and delinquent children to the State Board of Charities and Corrections, and said board to place said children in home or reformatories, to report to the court under certain contingencies; penalties prescribed.

No. 143. House bill to amend and re-enact chapter 111 of the Acts of 1904, approved March 12, 1904, relative to the desertion or wilful neglect to support wife and minor children.

No. 144. House bill to prohibit treating in saloons, fixing penalty therefor, and defining the word "treating."

No. 145. House bill to amend and re-enact section 1 of an act to provide for the issuing of county bonds for permanent road or bridge improvement in the counties of the State.

No. 146. House bill to amend and re-enact section 1 of an act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State.

No. 147. House bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection.

No. 148. House bill to amend and re-enact sections 1 and 2 of an act approved February 16, 1892, entitled An act to incorporate the town of Shendun, Virginia, as amended by an act approved February 5, 1896, entitled an act to amend section 2 of an act to incorporate the town of Shendun, Virginia, approved February 16, 1892, so as to change the name of said town to Grottoes, and to alter the boundaries thereof.

No. 149. House bill to change the time for holding the town election of the town of Branchville, in Southampton county, Virginia, and extending the term of office of the present officers of said town.

No. 150. House bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended.

No. 151. House bill to amend and re-enact chapter 14 of Acts 1910, entitled an act in relation to certain proper sanitary arrangements to be provided in factories, workshops, mercantile establishments or offices, and imposing penalties for failure to provide such arrangements, approved February 9, 1910.

No. 152. House bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20,

1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1, 1888, by an act approved February 25, 1892, and by acts approved February 26, 1894, March 4, 1896, and by an act approved February 7, 1898.

No. 153. House bill to amend and re-enact an act approved March 15, 1910, entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties.

No. 154. House bill to authorize the board of supervisors of Norfolk county to borrow a sum not exceeding \$200,000 for the purpose of permanent road improvement in said county, and to issue bonds therefor secured by deed of trust on the interest of said county in the Norfolk county ferries, and to authorize the circuit court of Norfolk, or the judge thereof in vacation, to appoint a commission of three freeholders of said county to have charge of said permanent road improvements and the expenditure of the proceeds of said bond issue.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 24. House bill to appropriate certain sums of money from the Virginia State treasury in aid of duly organized Confederate memorial associations of this State having in charge and that expend such money upon cemeteries containing the graves of Confederate soldiers or sailors.

No. 46. House bill to amend chapter 412, Acts 1887 and 1888, entitled an act to incorporate the town of Estillville (now Gate City), in the county of Scott, approved March 5, 1888, as amended by an act approved March 1, 1892, as amended by an act approved February 9, 1898.

No. 3. House bill to amend and re-enact section 1 of chapter 58 of the Acts of 1889 and 1890, approved February 11, 1890, as amended by an act approved March 5, 1900, entitled an act to provide for the appointment of assistant commissioners of accounts, and to define their duties and powers.

No. 11. House bill to amend and re-enact an act in effect February 17, 1900, regulating the transportation of bodies dead of contagious or infectious diseases.

No. 1. House bill to authorize any city, town or county of this Commonwealth to use the waters of Lake Drummond for the purpose of a supply of water to itself or its inhabitants, and to acquire by



purchase, condemnation or otherwise sufficient lands along the shores of said lake and water, and water rights for the establishment of its water works, pumping stations and other necessary works.

No. 58. Senate bill to amend and re-enact section 17 of an act entitled An act to raise revenue for support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended by an act approved December 12, 1903, and as further amended by an act approved March 12, 1908.

No. 14. House bill providing for remedy by motion after thirty days' notice for any tort; when notice to be returned to clerk's office; provision to prevent discontinuance of the motion.

No. 7. House bill to amend and re-enact section 1 of an act approved March 14, 1908, entitled an act to authorize supervisors of each county and the council of each city to make a special levy for the support and maintenance of maimed and disabled Confederate soldiers or the needy and indigent widows of Confederate soldiers in their respective counties and cities.

No. 33. House bill to amend and re-enact an act entitled An act to amend and re-enact section 2197 of the Code of Virginia, in relation to burial of hogs that died from diseases, as amended and re-enacted by an act approved March 30, 1890, and by an act approved February 1, 1896, so as to require the cremation or burial of all animals or fowls that die from contagious or infectious diseases, and fixing penalties for violation thereof, approved March 15, 1904, making the act apply to animals or fowls dying from any disease.

No. 93. Senate bill to amend and re-enact an act entitled An act to provide a charter for the town of Warrenton, Virginia, approved April 30, 1903, was, on motion of MR. WEAVER, taken up out of its order on the calendar.

MR. WEAVER moved to dispense with the further reading of the bill required by section 50 of the Constitution; which was agreed to—yeas, 92; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany,

Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—92.

NAYS—None.

The question being, "shall the bill pass?" was put and decided in the affirmative—yeas, 95; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—95.

NAYS—None.

MR. WEAVER moved to reconsider the vote by which the bill was passed; which was rejected.

The hour of 12:30 o'clock P. M. having arrived,

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State accountant, and defining his duties and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, special order, having been printed, came up.

MR. BYRD moved that the House do now resolve itself into a committee of the whole for the consideration of the bill; which was agreed to.

THE SPEAKER appointed Mr. Cox chairman of the Committee of the Whole.

The Committee of the Whole having arisen and the chair having been resumed by THE SPEAKER, Mr. Cox reported that the Committee of the Whole had under consideration

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant; and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State accountant and defining his duties, and to provide for the examination of the books

of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, but had not arrived at any conclusion.

On motion of MR. STEPHENSON of Bath, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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WEDNESDAY, JANUARY 31, 1912.

Prayer by Rev. Russell Cecil, D. D., of the Second Presbyterian Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, January 30, 1912.*

The Senate has passed Senate bills entitled an act to make it a misdemeanor to borrow money from sales tobacco warehousemen upon a written promise or pledge to sell tobacco with said sales tobacco warehousemen and thereafter fail to comply with such written promise or pledge, No. 70; an act to authorize the ascertainment of taxes due upon real estate, No. 63; an act to provide that the status of a bank as a State depository shall not be affected by a change of the name or merger of such bank with another bank, or because it shall be converted into a national bank, No. 130; an act to amend and re-enact section 1 of chapter 2 and section 2 of chapter 6 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, No. 132; and an act to amend section 3 of an act approved March 3, 1892, entitled an act making an annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed, No. 178.

In which they request the concurrence of the House of Delegates.

No. 70 Senate bill was referred to the Committee for Courts of Justice.

Nos. 130 and 132 Senate bills were referred to the Committee on Insurance and Banking.

Nos. 178 and 63 Senate bills were referred to the Committee on Finance.

No. 155. House bill to prevent the catching of fish by gill nets or seines in the rivers and streams of the county of Rockbridge, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

No. 156. House bill to repeal an act entitled An act ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within the State, and authorizing the acquisition thereof, approved April 2, 1902, having been considered by the committee in session, was reported from the Committee on Federal Relations and Resolutions.

The following House bills having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 157. House bill to authorize and direct work on the public roads of Goochland county by convicts at the State farm, now located in Goochland county.

No. 158. House bill to amend and re-enact an act to amend and re-enact an act to provide for the improvement of public roads in Charlotte county, to authorize the issuance of county bonds for the purpose and to apportion the proceeds of said bonds among the several magisterial districts, and to provide for the authorization of the issue of bonds by an election, approved March 11, 1908, adding thereto sections 12½, 17½ and 17½-a, approved March 10, 1910, adding thereto sections 17½-b, 17½-c and 17½-d.

No. 159. House bill fixing the strength of bridges in the county of Franklin.

No. 160. House bill to amend and re-enact section 45 of an act entitled an act concerning public service corporations, which became a law January 18, 1904, as heretofore amended.

No. 161. House bill to amend and re-enact an act approved January 29, 1898, entitled an act to provide for the working and keeping in repair the public roads of Amherst county, as amended and re-enacted by an act approved March 2, 1898, and as further amended by an act approved March 15, 1904, which latter act was further amended by an act approved March 16, 1910, which said amendment and the amendment herein contained being for the purpose of authorizing the board of supervisors of said county to work and improve the



public roads of said county, expend any surplus money on the roads and bridges of said county, and to authorize the erection of toll gates on certain roads in said county for the purpose of raising revenue to maintain and build, macadamize and otherwise permanently improve roads in said county.

House bill for the establishment of a prison farm in each congressional district, and for the working of convicts upon the roads and highways of the State, and for the regulation and supervision thereof, heretofore referred to the Committee on Asylums and Prisons, was reported back with recommendation that it be referred to the Committee on Roads and Internal Navigation, which is now considering such bills under special resolution. The bill was so referred.

THE SPEAKER laid before the House the several reports from the various institutions, officers and departments required to be made under joint resolution agreed to by the Senate and House of Delegates on January 11, 1912. The several reports were referred to the Committee on Finance and filed with the committee papers, but not ordered to be printed.

The following were presented and referred under Rule 37:

To the Committee for Courts of Justice:

By MONCURE: A bill to provide for the collection of fines and commitment of a convicted person to jail unless the fine imposed upon such person is paid.

To the Committee on Finance:

By MR. BANKS: A bill to provide cheap school books at cost to public school pupils of Virginia.

By MR. TEMPLETON: A bill to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act approved December 28, 1903, approved March 14, 1908.

By MESSRS. CHALKLEY and ROBERTSON: A bill to amend and re-enact section 114 of an act entitled An act to raise revenue for the support of the government and public free schools, and to pay interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

To the Committee on Roads and Internal Navigation:

By MR. MONCURE: A bill to stipulate what shall constitute a full crew on passenger and freight trains in the State of Virginia.

To the Committee on Agriculture and Mining:

By MR. ADAMS: A bill to amend and re-enact sections 5 and 12 of an act entitled An act to protect and advance agriculture by regulating the sale and purity of commercial fertilizers and the guarantee and condition upon which they are to be sold, and fixing penalties incurred for violation of same, as heretofore.

To the Committee on Counties, Cities and Towns:

By MR. BANKS: A bill to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved March 14, 1910, entitled An act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved February 25, 1908, entitled an act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved May 20, 1904, entitled an act to amend and re-enact chapter 44 of the Code of Virginia, 1887, in relation to cities and towns, and to repeal sections 1039 and 1040 of the Code of Virginia, and section 1043 of the Code of Virginia, as amended and re-enacted by an act approved March 4, 1896, and as attempted to be repealed by an act approved March 7, 1900, entitled an act to provide for local assessments in cities and towns.

By MR. LAND: A bill to prohibit driving and riding on sidewalks in unincorporated towns and villages.

To the Committee on Special, Private and Local Legislation:

By MR. MONCURE: A bill to appropriate \$933.55 for the reimbursement of William E. Raab, on account of being wrongfully shot by Virginia officials, and to cover the expenses occasioned to him thereby.

By MR. GRANT: A bill to amend and re-enact chapter 177 of the Acts 1899 and 1900, with regard to hogs running at large in the county of Russell.

By MR. WEBB: A bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to authorize the board of supervisors of the county of Carroll to let to contract the roads of said county, and to levy a tax to keep same in proper repair, as amended by an act approved February 28, 1893, and February 2, 1894, and acts amendatory thereof, respectively, January 22, 1898, March 7, 1900, March 14, 1906, as amended by an act approved March 16, 1910.

By MR. COLEMAN of Spotsylvania: A bill to submit to the qualified voters of the city of Fredericksburg, Virginia, at a special election to be held therefor, the question of the establishing in the said city of a dispensary for the sale of intoxicating liquors therein, and

in the event that a majority of those voting at said election vote for said dispensary, then further to provide for the establishment and conduct of same and to prohibit thereafter in said city the sale, barter and exchange of intoxicating liquors by all persons, firms or corporations except as herein provided, and to provide for future elections on the question of abolishing such dispensary and defining of all elections held hereunder.

By MR. COLEMAN of Spotsylvania: A bill to authorize the city council of Fredericksburg to issue its coupon or registration bonds for the purpose of improving its streets in said city.

By MR. STEPHENSON of James City: A bill to amend and re-enact subsection 2 of section 2070-a and section 2079 of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting and to repeal certain sections of the Code, etc., and further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, and as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as far as the same applies to the counties of New Kent, Charles City and James City, and making carrying a gun under certain conditions a misdemeanor.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

No. 155. House bill to prevent the catching of fish by gill nets or seines in the rivers and streams of the county of Rockbridge.

No. 156. House bill to repeal an act entitled An act ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within the State, and authorizing the acquisition thereof, approved April 2, 1902.

No. 157. House bill to authorize and direct work on the public roads of Goochland county by convicts at the State farm, now located in Goochland county.

No. 158. House bill to amend and re-enact an act to amend and re-enact an act to provide for the improvement of public roads in Charlotte county, to authorize the issuance of county bonds for the purpose, and to apportion the proceeds of said bonds among the several magisterial districts, and to provide for the authorization of the issue of bonds by an election, approved March 11, 1908, adding

thereto sections 12½, 17½ and 17½-a, approved March 10, 1910, adding thereto sections 17½-b, 17½-c and 17½-d.

No. 159. House bill fixing the strength of bridges in the county of Franklin.

No. 160. House bill to amend and re-enact section 45 of an act entitled an act concerning public service corporations, which became a law January 18, 1904, as heretofore amended.

No. 161. House bill to amend and re-enact an act approved January 29, 1898, entitled an act to provide for the working and keeping in repair the public roads of Amherst county, as amended and re-enacted by an act approved March 2, 1898, and as further amended by an act approved March 15, 1904, which latter act was further amended by an act approved March 16, 1910, which said amendment and the amendment herein contained being for the purpose of authorizing the board of supervisors of said county to work and improve the public roads of said county, expend any surplus money on the roads and bridges of said county, and to authorize the erection of toll gates on certain roads in said county for the purpose of raising revenue to maintain and build, macadamize and otherwise permanently improve roads in said county.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 93. Senate bill to amend and re-enact an act entitled An act to provide a charter for the town of Warrenton, Virginia, approved April 30, 1903.

No. 28. Senate bill to regulate insurance of public buildings and other State property in Virginia, was read at length a third time and passed—yeas, 71; nays, 7.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bain, Baker, James M., Baker, W. W., Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Harvey, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Utz, Walton, Weaver, Webb, White, John S., Wise, Mr. Speaker—71.

NAYS—Messrs. Bowman, Clarke, Stebbins, Stephenson, H. U., Throckmorton, White, Hugh A., Wissler—7.

MR. GILLIAM moved to reconsider the vote by which the bill was passed.



MR. WHITE of Rockbridge moved to "pass by" the motion to reconsider; which was agreed to.

The following Senate bills were read at length a third time and passed:

No. 31. Senate bill to authorize the board of supervisors of Isle of Wight county to build a bridge across Jones creek—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Parker, Peek, Peyton, Radford, Rew, Roberts, F. B., Robertson, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wissler—79.

NAYS—None.

No. 156. Senate bill to provide reasonable compensation for the boards of road commissioners of the respective magisterial districts of Mecklenburg county, Virginia, and of the proceeds of the sale of the bonds issued by said county for their services in directing and supervising the expenditure of the funds thus provided for permanent road or bridge improvement in their respective magisterial districts—yeas, 87; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—87.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 31 and 156, Senate bills, were passed were rejected.

The hour of 12:30 o'clock P. M. having arrived,

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of

said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, special order, came up.

MR. COX moved that the House do now resolve itself into a committee of the whole for the consideration of the bill; which was agreed to.

THE SPEAKER appointed MR. COX chairman of the committee of the whole.

The committee of the whole having arisen, and the chair having been resumed by THE SPEAKER, MR. COX reported that the committee of the whole had had under consideration

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State accountant, and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, but had not arrived at any conclusion.

On motion of MR. TATE, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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THURSDAY, FEBRUARY 1, 1912.

Prayer by Rev. Russell Cecil, D. D., of Second Presbyterian Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

The following Senate bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 65. Senate bill to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066, 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060, 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits, and giving jurisdiction to courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion thereof, or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910.

No. 62. Senate bill to authorize the ascertainment and designation of the boundary lines of real estate, with amendments.

The following Senate bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 5. Senate bill authorizing the council of the city of Radford, Virginia, to have issued and sold bonds of the city of Radford, Virginia, to the amount of \$35,000 for general public improvements for school purposes.

No. 85. Senate bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same.

No. 141. Senate bill to amend and re-enact an act entitled an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, as further amended by an act entitled an act to amend and re-enact sections 1 and 2 of an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof,

approved February 29, 1892, and to add an independent section and power in the town council of said town to negotiate a loan not to exceed \$5,000, approved March 5, 1896.

No. 133. Senate bill to amend and re-enact section 3533 of the Code of Virginia, having been considered by the committee in session, was reported from the Committee on Finance.

The following House bills having been considered by the committee in session, were reported from the Committee on Finance:

No. 162. House bill to amend and re-enact section 3528 of the Code of Virginia, as heretofore amended.

No. 163. House bill to provide for the payment to the Richmond Press of the balance due them for printing the index to enrolled bills.

No. 164. House bill to provide for the payment to Weymouth, Meister & Smethie of the balance due them for binding the index to enrolled bills.

No. 165. House bill providing that in cities having a population of one hundred thousand and over by the last United States census, sheriffs and their deputies shall receive salaries in lieu of fees; how such fees shall be collected, and that same shall be paid into the State treasury.

The following House bills having been considered by the committee in session, were reported from the Committee on General Laws:

No. 166. House bill to amend and re-enact section 2070-b of the Code of Virginia, relative to the appointment of game wardens upon the application of five resident freeholders of the several counties of the State whose jurisdiction shall be confined to their several magisterial districts.

No. 167. House bill to prohibit the use of gill nets or seines or the taking of fish therewith in the waters of Dan river, any lake or pond formed thereby, or any backwater therefrom, within Pittsylvania county and the corporate limits of the city of Danville.

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 168. House bill to authorize the board of supervisors of the county of Nottoway to borrow the sum of \$10,000, or so much thereof as may be necessary, to continue the improvement of the public roads of the said county.

No. 169. House bill to prohibit driving and riding on sidewalks in unincorporated towns and villages.

No. 170. House bill to prohibit the opening, repairing or maintaining of any street or alley through, on or over any lands within any of the cities or towns of this Commonwealth which belongs to the



Commonwealth of Virginia, to the Confederate Memorial Association or any agency of the State.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 171. House bill to prevent property from being turned over, assigned, transferred or conveyed to a corporation or person for the purpose of evading taxation thereon.

No. 172. House bill to repeal section 63 of chapter 5 of the act concerning corporations, which became a law without the Governor's signature March 4, 1904.

No. 173. House bill to amend and re-enact section 3191, chapter 154, of the Code of Virginia, as amended by an act in force on and after February 2, 1892, and by an act in force on and after July 1, 1896, and by an act approved March 14, 1910, relating to how a person is licensed to practice law in the State of Virginia.

No. 174. House bill to allow any city or town in this State to employ temporarily a competent person to perform the duties pertaining to any office created by the charter or ordinances of cities or towns.

The Hon. Woodrow Wilson, Governor of New Jersey, and the Hon. William Hodges Mann, Governor of Virginia, were announced. THE SPEAKER presented the distinguished visitors to the House.

On motion of MR. BELL, the chair was vacated for five minutes.

The five minutes having expired, THE SPEAKER resumed the chair.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. WHITE of Rockbridge: A bill to require a special grand jury at a regular or special term of a circuit or corporation court of each county and city in this State to inquire into the assessment of property by the State, counties and cities, and to correct any erroneous assessments so that the same may be assessed according to the Constitution and laws of the State.

By MR. TABB: A bill to amend and re-enact section 1 of an act approved March 10, 1908, entitled an act to amend and re-enact sections 1 and 2, as amended by an act of General Assembly, approved March 15, 1904, and sections 1, 2, 4, 7, 14, 15, 16, 18 and 20 of an act entitled an act to aid the citizens of Virginia who were disabled by wounds received during the War Between the States while serving as soldiers, sailors or marines of Virginia, and such as served during the

said war as soldiers, sailors or marines of Virginia, who are now disabled by disease contracted during the war, or by infirmities of age, and the widows of soldiers, sailors or marines of Virginia who lost their lives in said service or whose deaths resulted from wounds received or disease contracted in said service, providing penalties for violating the provision of this act, as amended by previous acts and by subsequent acts, and by the act approved March 10, 1906, and by the act approved March 16, 1910.

By MR. EWING: A bill to amend and re-enact section 504 of the Code of Virginia, relative to the contents of the personal property tax book.

By MR. UTZ: A bill to require taxes levied upon dogs to be put upon the same tax bill with taxes levied upon personal property, and to give the same remedies for collecting such taxes in certain cases.

By MESSRS. TIFFANY, KENT and MEETZE: A bill to relieve doctors, physicians and surgeons who served in the Confederate or Union armies or navies as such from paying license tax for practicing their profession.

By MR. ROLSTON: A bill to amend and re-enact section 613 of the Code of Virginia, as amended by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, approved March 15, 1904.

By MR. ROLSTON: A bill to amend and re-enact section 614 of the Code of Virginia, as amended by an act approved March 10, 1910, entitled an act to amend and re-enact section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904.

By MR. MONTAGUE: A bill to amend and re-enact section 3509 of the Code of Virginia, in reference to the pay of coroners and constables in certain cases.

By MR. WHITE of Rockbridge: A bill to provide a separation of the subjects of taxation for the purpose of raising revenue for the support of the State government and support of the government of counties, cities and towns, so that the State government shall have the exclusive right to assess custom property and to collect taxes therefrom, and that the cities, counties and towns shall have the exclusive right to assess and collect taxes on custom property; and also to provide what State and local expenses and expenditures shall be paid from the taxes so collected and especially to provide that certain criminal expenses shall be paid by the counties and cities from the taxes so collected.

To the Committee on Schools and Colleges:

By MR. KENT: A resolution in relation to adoption of free school books.

To the Joint Committee on Special, Private and Local Legislation:

By MR. WISSLER: A bill to amend section 11 of chapter 74, Acts 1908, approved February 25, 1908, entitled an act to amend and re-enact chapter 184 of the Acts of the General Assembly of Virginia, 1890, entitled an act to provide for the working of and keeping in repair the public roads and bridges of Smyth county, approved February 6, 1890.

By MR. REW: A bill to authorize and direct the State Board of Veterinary Examiners of this State to register Mitchell J. Hunt as a veterinary surgeon, with permission to practice veterinary medicine and surgery in Accomac and Northampton counties, and not elsewhere.

To the Committee on Privileges and Elections:

By MR. WHITE of Albemarle: A bill to amend and re-enact section 58 of the Code of Virginia, for the apportionment of the State for the members of the House of Delegates.

By MR. WEBB: A bill to amend and re-enact an act approved March 10, 1904, as amended and re-enacted by an act approved March 3, 1908, entitled an act to provide for lists of all persons who have paid their State poll taxes and for posting the same, and for providing compensation therefor.

To the Committee on Roads and Internal Navigation:

By MR. GRANT: A bill regulating contracts of surety between common carriers and their employees and sureties upon such contracts.

By MR. ROBERTS of Mecklenburg: A bill to provide for a repair fund for public roads, to be known as a wheel tax.

By MR. BOWMAN: A bill to amend and re-enact section 4 of chapter 3 of an act concerning public service corporations, which became a law January 18, 1904.

To the Committee for Courts of Justice:

By MR. BANKS: A bill to amend and re-enact section 2785 of the Code of Virginia, as heretofore amended, so as to provide for terminating a yearly lease on property situated in any subdivision of suburban or other lands divided into building lots for residential purposes by either party giving notice in writing three months prior to the end of any year.

By MR. COLEMAN of Norfolk: A bill to amend and re-enact section 8 of an act of the General Assembly of Virginia, approved February 23, 1906, entitled an act to authorize the sale of lots purchased by the Commonwealth for delinquent taxes and not redeemed within four years or more.

By MR. COLEMAN of Norfolk: A bill to make any person an incompetent juror to serve at more than one term of any court any one calendar year.

To the Committee on General Laws:

By MR. UTZ: A bill to prevent the sale or giving of cigarettes, cheroots or cigars to persons under eighteen years of age, and providing punishment for the violation of the same.

By MR. RAKES: A bill to amend and re-enact section 921 of the Code of Virginia, 1904, so as to provide that the minimum length of true meridian lines provided in section 920 of the Code of Virginia, 1904, shall be 450 feet instead of three hundred yards.

To the Committee on Chesapeake and Its Tributaries:

By MR. REW: A bill to amend and re-enact subsection 13, section 2086, of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State, to prohibit the employment of vessels owned by non-residents for such fishing, to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of the James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, approved March 14, 1910.

To the Committee on Counties, Cities and Towns:

By MR. WHITE of Albemarle: A bill to authorize the payment of salaries to the chairmen of the boards of supervisors of the State.



By MESSRS. LAND and IVEY: A bill to abolish county and city poorhouses; to authorize the sale and conveyance of all real and personal property belonging to the several cities and counties for the care and maintenance of the poor, and requiring the authorities of said counties and cities to purchase farms of suitable size, fertility and location and in each congressional district of the State to erect suitable buildings to be called district homes, to which all the counties and cities in said district must send its poor and care for the same; providing for the appointment of boards of control, superintendents, physicians and necessary employees.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 65. Senate bill to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066, 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits, and giving jurisdiction to courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion thereof, or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910.

No. 62. Senate bill to authorize the ascertainment and designation of the boundary line of real estate.

No. 5. Senate bill authorizing the council of the city of Radford, Virginia, to have issued and sold bonds of the city of Radford, Virginia, to the amount of \$3,500 for general public improvement for school purposes.

No. 85. Senate bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial

limits, and to perform such conditions and execute such trusts as may be connected with the same.

No. 141. Senate bill to amend and re-enact an act entitled an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, as further amended by an act entitled an act to amend and re-enact sections 1 and 2 of an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, and to add an independent section and power in the town council of said town to negotiate a loan not to exceed \$5,000, approved March 5, 1896.

No. 133. Senate bill to amend and re-enact section 3533 of the Code of Virginia.

The following House bills were read at length a first time and ordered to be printed:

No. 162. House bill to amend and re-enact section 3528 of the Code of Virginia, as heretofore amended.

No. 163. House bill to provide for the payment to the Richmond Press of the balance due them for printing the index to enrolled bills.

No. 164. House bill to provide for the payment to Weymouth, Meister & Smethie of the balance due them for binding the index to enrolled bills.

No. 165. House bill providing that in cities having a population of one hundred thousand and over by the last United States census sheriffs and their deputies shall receive salaries in lieu of fees; how such fees be collected, and that same shall be paid into State treasury.

No. 166. House bill to amend and re-enact section 2070-b of the Code of Virginia, relative to the appointment of game wardens upon the application of five resident freeholders of the several counties of the State, whose jurisdiction shall be confined to their several magisterial districts.

No. 167. House bill to prohibit the use of gill nets or seines, or the taking of fish therewith, in the waters of Dan river, any lake or pond formed thereby or any backwater therefrom, within Pittsylvania county and the corporate limits of the city of Danville.

No. 168. House bill to authorize the board of supervisors of the county of Nottoway to borrow the sum of \$10,000, or so much thereof as may be necessary, to continue the improvement of the public roads of the said county.

No. 169. House bill to prohibit driving and riding on sidewalks in unincorporated towns and villages.

No. 170. House bill to prohibit the opening, repairing or maintaining of any street or alley through, on or over any lands within any of the cities or towns of this Commonwealth which belongs to the Commonwealth of Virginia to the Confederate Memorial Association or any agency of the State.

No. 171. House bill to prevent property from being turned over, assigned, transferred or conveyed to a corporation or person for the purpose of evading taxation thereon.

No. 172. House bill to repeal section 63 of chapter 5 of the act concerning corporations, which became a law without the Governor's signature March 4, 1904.

No. 173. House bill to amend and re-enact section 3191, chapter 154, of the Code, as amended by an act in force on and after February 2, 1892, and by an act in force on and after July 1, 1896, and by an act approved March 14, 1910, relating to how a person is licensed to practice law in the State of Virginia.

No. 174. House bill to allow any city or town in this State to employ temporarily a competent person to perform the duties pertaining to any office created by the charter or ordinances of cities or towns.

The hour of 12:30 o'clock P. M. having arrived,

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of book-keeping and accounting, and for the appointment of a State accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, special order, came up.

On motion of Mr. BOWMAN, the bill was committed to the Committee on Finance.

Mr. WILLIAMS moved that the calendar be suspended; which was agreed to.

Mr. WILLIAMS moved to discharge the Committee on Roads and Internal Navigation from the further consideration of House bill in relation to the assessment for local taxation of the rolling stock of railroad corporations; which was agreed to—yeas, 72; nays, 19.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James N., Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chris-

tian, Cox, Evans, Ewing, Fitzhugh, Fulton, Grant, Gregory, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—72.

NAYS—Messrs. Bowman, Chalkley, Clarke, Creamer, Curtis, Daniel, Earman, Gilliam, Harwood, Kemper, Kent, Moncure, Montague, Richardson, Roberts, F. B., Rutherford, Stebbins, Throckmorton, Watts—19.

Mr. Cox moved to reconsider the vote by which the committee was discharged from the consideration of the bill; which was rejected.

The bill, No. 175, was placed on the calendar.

On motion of Mr. GILLIAM, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

FRIDAY, FEBRUARY 2, 1912.

Prayer by Rev. Holmes Rolston, of Hebron Presbyterian Church, of Staunton.

On motion of Mr. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

No. 14. Senate bill to amend and re-enact section 1913 of the Code of Virginia, relative to the standard of cord measure and of agricultural products, having been considered by the committee in session, was reported from the Committee on Agriculture and Mining.

No. 97. Senate bill to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

No. 98. Senate bill to amend and re-enact sections 6 and 8 of an act entitled An act to constitute the town of Warrenton and surrounding territory a separate school district, approved March 14, 1878, having been considered by the committee in session, was reported from the Committee on Schools and Colleges.



The following Senate bills having been considered by the committee in session, were reported from the Committee on Insurance and Banking:

No. 42. Senate bill regulating policies insuring against accidental bodily injury or disease issued in this State, and the companies issuing the same.

No. 44. Senate bill to provide a reserve for outstanding liability losses of insurance companies transacting the business of insuring any one against loss or damage resulting from accident to, or injury suffered by, an employee or other person for which the person is liable.

No. 46. Senate bill in relation to proceedings against and the liquidation of delinquent insurance corporations.

No. 130. Senate bill to provide that the status of a bank as a State depository shall not be affected by a change of the name or merger of such bank with another bank, or because it shall be converted into a national bank.

No. 132. Senate bill to amend and re-enact section 1 of chapter 2 and section 2 of chapter 6 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

No. 176. House bill to require the State Board of Education to extend the present school book adoption, and to give reasons for change of books, having been considered by the committee in session, was reported from the Committee on Schools and Colleges.

The following House bills having been considered by the committee in session, were reported from the Committee on Insurance and Banking:

No. 177. House bill to amend and re-enact section 1170 of the act entitled an act to amend and re-enact section 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add independent sections thereto, so as to provide for the examination of banks and other similar institutions in this State, and to make certain general provisions and for the conduct of the business of banking, and to provide penalties for the violations of the provisions hereof.

No. 178. House bill fixing the liability of a bank to its depositors for payment of forged or raised checks.

No. 179. House bill relative to payment and custody of deposits in two or more names.

The following House bills having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 180. House bill to amend and re-enact section 3856-a of the Code of Virginia.

No. 181. House bill to amend and re-enact section 4 of chapter 3 of an act concerning public service corporations, which became a law January 18, 1904.

House bill to appropriate \$933.55 for the reimbursement of William E. Raab on account of being wrongly shot by Virginia officials, and to cover the expense occasioned him thereby, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings, but that the bill is unconstitutional.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to authorize the closing of the clerk's offices of the courts of the city of Norfolk, Virginia, on certain legal holidays, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee for Courts of Justice.

House bill to repeal an act to protect the fish in the Blackwater river, in the county of Isle of Wight, approved March 16, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

House bill to authorize the Auditor of Public Accounts to pay certain claims due the treasurer of Elizabeth City county by the State which were refused payment on account of certain clerical errors, having been considered by the Joint Committee on Special, Private

and Local Legislation, was returned to the House with the following report :

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill for the relief of E. M. Rowelle, clerk of the circuit court of the city of Richmond, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report :

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to provide for an election by the qualified voters of Red Bank magisterial district, in which is the town of Virgilina, in Halifax county, Virginia, to determine whether or not intoxicating liquors shall be manufactured or sold in any manner within the bounds of said district, to define the result of such election, and if the result of said election is against the sale of liquor, to abolish the dispensary in said district, but if the result be in favor of the sale of liquor to preserve the present law therein and to provide for biennial elections in said district on said question, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report :

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to provide for the removal of the remains of General Henry Lee from the State of Georgia and to reinter the same at some appropriate place in Virginia, and to appropriate funds for the purpose, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report :

The Joint Committee on Special, Private and Local Legislation

respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to amend and re-enact section 12 of an act approved March 16, 1910, entitled an act to provide for the building, working and repairing the public roads of Sussex county, and to authorize any magisterial district therein to borrow money and to issue bonds for the purpose of building said roads, and to provide for the payment of said bonds and the interest to accrue thereon, and to authorize the county to issue bonds for any magisterial district road purposes, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to authorize the city council of Fredericksburg to issue its coupon or registered bonds for the purpose of improving its streets in said city, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize and direct the State Board of Veterinary Examiners of this State to register Mitchell J. Hunt as a veterinary surgeon, with permission to practice veterinary medicine and surgery in Accomac and Northampton counties, and not elsewhere, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings, and that the bill is unconstitutional.

HUGH A. WHITE, *Chairman.*



The bill was referred to the Committee on General Laws.

House bill to repeal an act entitled an act for the protection of deer in the counties of Gloucester and Mathews, approved January 16, 1902, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

House bill to submit to the qualified voters of the city of Williamsburg, Virginia, at a special election to be held therefor, the question of the establishing at the said city of Williamsburg, of a dispensary for the sale of intoxicating liquors therein, and in the event that a majority of said voters voting at said election vote for said dispensary, then further to provide for the establishment and conduct of same, and to prohibit thereafter within said city the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations except as herein provided, and providing for further elections on the question of abolishing said dispensary and defining the effect of all elections held hereunder, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to submit to the qualified voters of the city of Fredericksburg, Virginia, at a special election to be held therefor, the question of the establishment in the said city of a dispensary for the sale of intoxicating liquors therein, and in the event that a majority of those voting at said election vote for said dispensary, then further to provide for the establishment and conduct of same and to prohibit thereafter within said city the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations, except as herein provided, and to provide for future elections on the question of abolishing such dispensary and defining all elections held hereunder, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact sections 4 and 12, the first subsection of section 3, sections 53 and 75 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, the power to establish and enlarge water works, printing of ordinances, the pay of councilmen, and other city officers, and to add to the said charter a new section, to be known as section 24-a, in reference to the issue of bonds, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact subsection 2 of section 2070-a and section 2079 of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the perservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., as further amended as to subsection 2 of section 2070-a, by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as far as the same applies to the counties of New Kent, Charles City and James City, and making carrying of a gun under certain conditions a misdemeanor, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on General Laws.

House bill to empower the council of the town of Chatham, in the county of Pittsylvania, to issue and sell bonds for the purpose of improving the streets, improving the water system and establishing a sewerage system in said town, provided that the question of such bond issue for the purposes named be first submitted to the qualified voters of said town, and to authorize said council to call an election for the submission of the same to the voters, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 11 of chapter 56 of the Acts of the Assembly of 1910, approved February 26, 1910, entitled an act to provide a new charter for the town of Wytheville, and to repeal its present charter, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact an act of the General Assembly, approved March 4, 1896, entitled an act to provide for the working and keeping in order the public roads of the counties of Greene and Madison, as amended by an act approved May 14, 1903, so far as the same applies to Madison county, so as to provide for the opening, constructing, maintaining and working of roads and keeping in repair the causeways and bridges of Madison county, and creating the office of superintendent of roads, and prescribing his duties and compensation, and repeal any acts in conflict herewith, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

Leave of absence was granted the following:

MR. BOWMAN, two days, on motion of MR. BAKER of Chesterfield.

MR. BROWN, two days, on motion of MR. HARWOOD.

MR. ROWE, two days, on motion of MR. EARMAN.

MR. BORDEN, two days, on motion of MR. BANKS.

MR. CREAMER offered the following resolution:

Be it resolved by the House of Delegates of Virginia, That the board of directors of the Virginia penitentiary are hereby requested to furnish a copy of the recent specifications sent out asking for bids on convict labor at the penitentiary; which was agreed to.

MR. MONTAGUE moved that House joint resolution proposing amendments to sections 18, 20, 21, 24, 26, 29, 32, 35 and 38 of article 11 of the Constitution of Virginia, concerning elective franchise and qualifications for office, and providing for publishing said amendments and certifying the same to the next General Assembly, be made the special order for Thursday, February 8, 1912, at 12:30 o'clock P. M.; which was agreed to.

MR. WILLIAMS offered the following joint resolution:

Resolved by the House of Delegates (the Senate concurring), That the General Assembly shall proceed at 12:30 o'clock P. M. to-day to the election of a judge of the Supreme Court of Appeals and of judges of the hustings court of the city of Richmond and of the corporation courts of the cities of Alexandria, Danville and Charlottesville, respectively, and that in the execution of the joint order for the election of judges, nominations shall be made for the whole number in the order in which they appear in the resolution providing for their election, and that each house shall be notified of said nominations, when the roll shall be called for the election of the judges in the order named in the concurrent resolution providing for their election, and when the roll shall have been called for the whole number the presiding officer of each house shall appoint a committee of two, which, together, shall constitute a joint committee to count the joint vote in each case and report the results to their respective houses; which was agreed to.

Ordered that MR. WILLIAMS carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. HOBBS, who informed the House that the Senate had agreed to the joint resolution.

The hour of 12:30 o'clock P. M. having arrived, ordered that MR. COX inform the Senate that the House was ready on its part to proceed to the execution of the joint order.

A message was received from the Senate, by MR. ECHOLS, who in-



formed the House that the Senate was ready on its part to proceed to the execution of the joint order.

MR. RICHARDSON nominated Stafford G. Whittle for judge of the Supreme Court of Appeals for the term of twelve years, beginning February 1, 1913.

MR. COX nominated Samuel B. Witt for judge of the hustings court of the city of Richmond for the term of eight years, beginning February 1, 1913.

MR. MONCURE nominated Louis C. Barley for judge of the corporation court of the city of Alexandria for the term of eight years, beginning February 1, 1913.

MR. BROWN nominated R. W. Peatross for judge of the corporation court of the city of Danville for the term of eight years, beginning February 1, 1913.

MR. WHITE of Albemarle nominated A. D. Dabney for judge of the corporation court of the city of Charlottesville for the term of eight years, beginning February 1, 1913.

Ordered that MR. MONCURE inform the Senate that the following nominations had been made in the House:

For judge of the Supreme Court of Appeals, Stafford G. Whittle.

For judge of the hustings court of the city of Richmond, Samuel B. Witt.

For judge of the corporation court of the city of Alexandria, Louis C. Barley.

For judge of the corporation court of the city of Danville, R. W. Peatross.

For judge of the corporation court of the city of Charlottesville, A. D. Dabney.

A message was received from the Senate, by MR. RISON, who informed the House that no additional names had been added in the Senate to the list of nominations made by the House.

The roll was called with the following result:

For judge of the Supreme Court of Appeals for the term of twelve years, beginning February 1, 1913:

Stafford G. Whittle,       -       -       -       -       -       97

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page,

Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—97.

For judge of the hustings court of the city of Richmond for the term of eight years, beginning February 1, 1913:

Samuel B. Witt, - - - - - 93

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—93.

For judge of the corporation court of the city of Alexandria for the term of eight years, beginning February 1, 1913:

Louis C. Barley, - - - - - 93

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—93.

For judge of the corporation court of the city of Danville for the term of eight years, beginning February 1, 1913:

R. W. Peatross, - - - - - 94

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Ruthersford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—94.

For judge of the corporation court of the city of Charlottesville for the term of eight years, beginning February 1, 1913:

A. D. Dabney, - - - - - 92

The vote was recorded as follows:

Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Ruthersford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—92.

THE SPEAKER appointed MESSRS. RICHARDSON and WHITE of Albemarle the committee on the part of the House to count and report the joint vote in each case.

The committee subsequently reported as follows:

For judge of the Supreme Court of Appeals:

|                               |   |   |   |   |     |
|-------------------------------|---|---|---|---|-----|
| Whole number of votes cast,   | - | - | - | - | 133 |
| Necessary to a choice,        | - | - | - | - | 67  |
| Stafford G. Whittle received, | - | - | - | - | 133 |

For judge of the hustings court of the city of Richmond:

|                             |   |   |   |   |     |
|-----------------------------|---|---|---|---|-----|
| Whole number of votes cast, | - | - | - | - | 129 |
| Necessary to a choice,      | - | - | - | - | 65  |
| Samuel B. Witt received,    | - | - | - | - | 129 |

For judge of the corporation court of the city of Alexandria:

|                                     |     |
|-------------------------------------|-----|
| Whole number of votes cast, - - - - | 130 |
| Necessary to a choice, - - - -      | 66  |
| Louis C. Barley received, - - - -   | 130 |

For judge of the corporation court of the city of Danville:

|                                     |     |
|-------------------------------------|-----|
| Whole number of votes cast, - - - - | 129 |
| Necessary to a choice, - - - -      | 65  |
| R. W. Peatross received, - - - -    | 129 |

For judge of the corporation court of the city of Charlottesville:

|                                     |     |
|-------------------------------------|-----|
| Whole number of votes cast, - - - - | 127 |
| Necessary to a choice, - - - -      | 64  |
| A. D. Dabney received, - - - -      | 127 |

Stafford G. Whittle having received all of the votes cast for judge of the Supreme Court of Appeals, was declared by THE SPEAKER duly elected judge of the Supreme Court of Appeals for the term of twelve years, beginning February 1, 1913, the term prescribed by law.

Samuel B. Witt having received all of the votes cast for judge of the hustings court of the city of Richmond was declared by THE SPEAKER duly elected judge of the hustings court of the city of Richmond for the term of eight years, beginning February 1, 1913, the term prescribed by law.

Louis C. Barley, R. W. Peatross and A. D. Dabney having received all the votes cast for judges of the corporation courts of the cities of Alexandria, Danville and Charlottesville, respectively, were declared by THE SPEAKER duly elected judges of the respective courts for the term of eight years, beginning February 1, 1913, the terms prescribed by law.

A message was received from the Senate, by MR. SAUNDERS, who informed the House that the Senate had agreed to the following joint resolution:

Whereas during the War Between the States the seal of the State of Virginia was lost, and without authority of law another not the true seal was adopted and used by the military governor of the State; and

Whereas since the action of the military governor the matter has several times been considered and acts passed fixing the seal, but inasmuch as some of our best and most intelligent people are of opinion that the seal now being used is not the true seal of the State; therefore, be it



Resolved by the Senate of Virginia (the House of Delegates concurring), That a committee consisting of two on the part of the Senate and three on the part of the House, be appointed by the presiding officers of these two bodies, whose duty it shall be to fully inquire into the matter and report to the General Assembly the true seal of the State.

In which they request the concurrence of the House.

The resolution was referred to the Library Committee.

A message was received from the Senate, by MR. SAUNDERS, who informed the House that the Senate had agreed to the following joint resolution:

Whereas the Governor in his message to the General Assembly called attention to the congested condition of the capitol and library buildings and the absolute necessity for more room to properly accommodate the several departments and agencies of the government, and also called attention to a certain lot owned by the city of Richmond, well and conveniently located for a public building, and expressed the opinion that a part of the lot could be acquired by the State for its purposes; therefore be it

Resolved by the Senate of Virginia (the House of Delegates concurring), That a committee to consist of two on the part of the Senate and three on the part of the House, to be appointed by the presiding officers of the two bodies, be constituted to look into the matter and report—first, whether it will be judicious at this time for the State to acquire lot upon which at some time in the near future an office building should be erected.

Second, the most convenient lot for the purpose and the price asked for it.

In which they request the concurrence of the House.

The resolution was referred to the Committee on Public Property.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,

*To the General Assembly of Virginia:*

On the 30th day of September, 1911, I received the attached letter from the board of directors of the State penitentiary, which speaks for itself, and which I stated to the board would be forwarded to the General Assembly.

On October 10, 1911, I received the attached letter from Dr. Charles V. Carrington, surgeon of the State penitentiary, asking me to order an investigation of certain matters by the State Board of Charities and Corrections, which was submitted to the Attorney-General, whose opinion accompanies this message, and shows that I have no power to order the investigation asked for.

On the 28th day of October, 1911, I wrote Dr. Carrington that I had no power to order the investigation asked for, and stating, "I will, however, transmit your letter, along with that of the penitentiary board asking for an investigation, to the next General Assembly of Virginia."

The papers are now transmitted for such action as the General Assembly thinks proper to take.

WILLIAM HODGES MANN,  
*Governor.*

The communication and accompanying papers are printed as Senate Document No. 4.

The following were presented and referred under Rule 37:

To the Committee on Privileges and Elections:

By MESSRS. CHALKLEY and ROBERTSON: A bill to amend and re-enact section 2853 of the Code of Virginia, giving or receiving bribe for vote, how punished.

By MESSRS. CHALKLEY and ROBERTSON: A bill to prevent the soliciting, giving or contributing of money for the purpose of capitation taxes of others, and to punish county and city treasurers for making false reports.

By MR. CHALKLEY: A bill to amend and re-enact section 2 of the Acts of the General Assembly, approved March 24, 1903, entitled an act to promote pure elections, primaries and conventions, and to prevent corrupt practices or bribery in same; to limit the expense of candidates; to prescribe the duties of candidates and providing remedies and penalties for violation of this act, and declaring void under certain conditions elections in which the provisions of this act or any of them have been violated, and to amend and re-enact section 9 of the said act, as the same was amended and re-enacted by an act of the General Assembly, which is chapter 315 of the Acts of Assembly, session of 1908, which was approved March 14, 1908.

To the Committee on General Laws:

By MR. ADAMS: A bill to provide for the inspection of illuminating oils and fluids.

By MR. MILSTEAD: A bill to prohibit and provide the penalty for the enticing away and keeping from the possession of its proper and generally recognized owner any dog of any description.

By MR. MONCURE: A bill to regulate the employment of children and to make uniform the laws relating thereto.

To the Committee on Counties, Cities and Towns:

By MR. MOORE: A bill to amend and re-enact an act entitled an act to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture in said county, approved March

17, 1910, so as to exclude the county of Wythe from the provisions of said act, and to provide for such expenditure by the county of Wythe.

By MR. MONCURE: A bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1906, and March 16, 1910.

By MR. MALBON: A bill to amend and re-enact section 1021 of the Code of Virginia, as amended by an act of the General Assembly, approved February 15, 1908, to determine the number of councilmen in a town.

To the Committee on Roads and Internal Navigation:

By MR. PAGE: A bill to regulate the recovery of damages for injuries to persons and property by railroads at grade crossings of railroads and public roads and highways.

To the Committee on Finance:

By MR. FITZHUGH: A bill to amend and re-enact section 48 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1904.

To the Committee on Special, Private and Local Legislation:

By MR. RAKES: A bill to amend and re-enact an act to further preserve and protect the game in the county of Patrick, approved March 15, 1910.

By MR. BELL: A bill to amend an act approved January 25, 1898, entitled an act to provide for the opening and working of roads and keeping the same in repair, and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof.

By MR. MONCURE: A bill to amend and re-enact the twelfth section of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended.

By MR. HARWOOD: A bill to provide for the establishment, management and maintenance of the Virginia Home and Industrial School for Girls, for the employment and education of delinquent or deficient white girls between the ages of eight and eighteen years.

By MR. HARWOOD: A bill to provide for the establishment and maintenance of the Laurel Industrial School of Virginia, for the employment and education of delinquent or deficient white boys between the ages of eight and twenty-one.

By MR. SMITH: A bill to authorize and empower the boards of supervisors of the counties of Essex and King William to sell and convey unto the Richmond and Northern Neck Railroad Company a right of way through the poor farms in the said counties.

By MR. BANKS: A bill appropriating \$75,000 for building, industrial and military display at the Panama-Pacific Exposition.

By MESSRS. STEBBINS and KENT: A bill to provide a method of distribution by the board of supervisors of Halifax county among the several districts of said county of the revenue derived by said county from taxation of railroad properties in said county.

By MR. HOUSTON: A bill to authorize the county of Elizabeth City to expend certain money in the sinking fund of said county for the repair of Hampton bridge.

By MR. MONCURE: A bill to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments.

By MESSRS. BUCK and ROBERTS of Washington: A bill to amend and re-enact sections 4, 8 and 22, and to repeal sections 16, 17, 18 and 19 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act approved March 7, 1900, entitled an act to provide for the working and keeping in repair the public roads and bridges of Washington county, and to authorize the board of supervisors to borrow money by the issue of bonds and to build bridges and to macadamize the roads in said county, and to authorize the qualified voters of said county to vote on the question, approved April 2, 1902, as amended and re-enacted by an act approved May 15, 1903, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 13, 1908, as amended and re-enacted by an act approved March 11, 1910.

To the Committee on Asylums and Prisons:

By MR. COLEMAN of Spotsylvania: A bill to amend and re-enact section 1698 of the Code of Virginia.

By MR. HARWOOD: A bill to provide for the commitment to the general board of directors of the reform schools of Virginia of minors of the age of eighteen years convicted of crime, their custody and maintenance when so committed, expenses of such custody, and their discharge therefrom.

By MR. HARWOOD: A bill to establish the general board of directors of reform schools of Virginia, and to define its duties and powers.



To the Committee on Agriculture and Mining:

By MR. ADAMS: A bill to regulate the manufacture, storage and sale of spirits of turpentine, linseed oil, paints, etc., and substitutes and imitations thereof, fixing standards for raw and boiled linseed oil, defining the words "pure spirits of turpentine" and the word "paints," providing for labeling, providing for the enforcement of this act and expenses thereof, and the examination of samples of turpentine, raw and boiled linseed oil and paints.

By MR. ADAMS: A bill to amend and re-enact an act entitled an act to regulate the sale of agricultural seeds, to provide a standard of purity of such seeds, to prescribe penalties for the violation of this act, investing the execution and enforcement of this act in the Commissioner of Agriculture, approved March 16, 1910.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 14. Senate bill to amend and re-enact section 1913 of the Code of Virginia, relative to the standard of cord measure and of agricultural products.

No. 97. Senate bill to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910.

No. 98. Senate bill to amend and re-enact sections 6 and 8 of an act entitled An act to constitute the town of Warrenton and surrounding territory a separate school district, approved March 14, 1878.

No. 42. Senate bill regulating policies insuring against accidental bodily injury or disease issued in this State, and the companies issuing the same.

No. 44. Senate bill to provide a reserve for outstanding liability losses of insurance companies transacting the business of insuring any one against loss or damage resulting from accident to, or injury suffered by, an employee or other person for which the person is liable.

No. 46. Senate bill in relation to proceedings against and the liquidation of delinquent insurance corporations.

No. 130. Senate bill to provide that the status of a bank as a State depository shall not be affected by a change of the name or merger of such bank with another bank, or because it shall be converted into a national bank.

No. 132. Senate bill to amend and re-enact section 1 of chapter 2 and section 2 of chapter 6 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

The following House bills were read at length a first time and ordered to be printed.

No. 176. House bill to require the State Board of Education to extend the present school book adoption, and to give reasons for change of books.

No. 177. House bill to amend and re-enact section 1170 of the act entitled an act to amend and re-enact sections 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add independent sections thereto, so as to provide for the examination of banks and other similar institutions in this State, and to make certain general provisions, and for the conduct of the business of banking, and to provide penalties for the violation of the provisions hereof.

No. 178. House bill fixing the liability of a bank to its depositors for payment of forged or raised checks.

No. 179. House bill relative to payment and custody of deposits in two or more names.

No. 180. House bill to amend and re-enact section 3856-a of the Code of Virginia.

No. 181. House bill to amend section 4 of chapter 3 of an act concerning public service corporations, which became a law January 18, 1904.

The motion of Mr. Cox to reconsider the vote by which

No. 91. House bill to amend and re-enact sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties, and to amend and re-enact sections 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended, was ordered to be engrossed, was rejected.

The bill was read at length a third time and passed—yeas, 87; nays, 1.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Dan., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin,

Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—87.

NAYS—Mr. Throckmorton—1.

MR. COX moved to reconsider the vote by which the bill was passed ; which was rejected.

The motion of MR. GILLIAM to reconsider the vote by which

No. 28. Senate bill to regulate insurance of public buildings and other State property in Virginia, was passed, came up.

Pending the consideration of which the House, on motion of MR. OLIVER, adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

## SATURDAY, FEBRUARY 3, 1912.

Prayer by Rev. Russell Cecil, D. D., of Second Presbyterian Church.

On motion of MR. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 2, 1912.*

The Senate has passed House bills entitled an act to amend and re-enact section 1014-a of the Code of Virginia, entitled "extension of the corporate limits of cities and towns, approved March 10, 1904, by adding a separate paragraph, numbered 3½, to said section of 1014-a, authorizing the district school board of any district of any county is annexed to any city and compensation to any county for any schoolhouse or schoolhouses in said district has been allowed in the order of annexation, be authorized to use the compensation so allowed for acquiring lands for public school buildings and the erection and equipment of other school buildings in said district, No. 10; an act to amend and re-enact section 4 of chapter 4 of an act entitled an act concerning corporations, which became a law on May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chapter 4 of an act concerning corporations, No. 31; and an act to authorize the town of

Pocahontas, in Tazewell county, to sell and convey the fee in the part of a certain street, No. 47.

They have dismissed House bill entitled an act to amend and re-enact an act entitled an act to organize county and city boards of poor commissioners and requiring reports from said boards, approved March 14, 1910, No. 9.

They have passed, with amendments, House bill entitled an act to amend and re-enact an act entitled an act to authorize cities to create, improve and develop harbors within the corporate limits, or within two miles thereof, approved March 16, 1910, and to authorize the issuance of bonds therefor, and to give jurisdiction over the same, No. 26.

They have passed Senate bills entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved on the 3d day of March, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved March 5, 1900, as amended and re-enacted by an act entitled an act to amend and re-enact sections 3498, 3500, 3505, 3506 and 3508 of the Code of Virginia, and to amend and re-enact section 3515 of the Code of Virginia, as amended by an act approved February 14, 1896, and section 3519 of the Code of Virginia, as amended by an act approved February 18, 1896, and section 3528, as amended by an act approved March 5, 1900, and also to repeal section 3524 of the Code of Virginia, as amended by an act approved February 20, 1900, and section 3525 of the Code of Virginia, approved on the 31st day of December, 1903, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528, as amended and re-enacted by an act of the General Assembly of Virginia, entitled an act to amend and re-enact section 3528, approved March 15, 1906, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 17, 1910, No. 66; and an act to facilitate the development of the resources of the State by providing ways or ingress and egress for mining, manufacturing and timber cutting, and to authorize proper passways, tram roads, haul roads and other means of transportation over the lands of another or others, No. 179.

In which amendments and bills they respectfully request the concurrence of the House of Delegates.



No. 26 House bill was, on motion of MR. MILSTEAD, placed on the calendar.

No. 66 Senate bill was referred to the Committee on Finance.

No. 179 Senate bill was referred to the Committee on Roads and Internal Navigation.

The following Senate bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 122. Senate bill to amend and re-enact section 3737 of the Code of Virginia, in relation to forgery, uttering, etc., and how punished.

No. 119. Senate bill to amend and re-enact section 3704 of the Code of Virginia of 1887.

No. 63. Senate bill to authorize the ascertainment of taxes due upon real estate, having been considered by the committee in session, was reported from the Committee on Finance.

Senate joint resolution concerning the acquiring of a lot of land by the State upon which to erect an office building, having been considered by the committee in session, was reported from the Committee on Public Property.

No. 182. House bill to permit the establishment of a private bridge over the waters of Skiff's creek, between the counties of Warwick and James City, Virginia, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 183. House bill to provide for submitting the question of liquor license to the qualified voters of counties, corporations and magisterial districts, and to amend sections 581 and 585 of chapter 25 of the Code of Virginia, and as previously amended by acts.

No. 184. House bill to amend and re-enact sections 4, 12, the first subsection of section 23, sections 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, the power to establish and enlarge water works, printing of ordinances, the pay of councilmen and other city officers, and to add to the said charter a new section, to be known as section 24-a, in reference to the issue of bonds.

No. 185. House bill to empower the council of the town of Chatham, in the county of Pittsylvania, to issue and sell bonds for the purpose of improving the streets, improving the water system, and establishing a sewerage system in said town, provided that the ques-

tion of such bond issue for the purpose named be first submitted to the qualified voters of said town, and to authorize said council to call an election for the submission of the same to the voters.

No. 186. House bill to authorize the city council of Fredericksburg to issue its coupon or registered bonds for the purpose of improving its streets in said city.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 187. House bill to amend and re-enact section 8 of an act of the General Assembly of Virginia, approved February 23, 1906, entitled An act to authorize the sale of lots purchased by the Commonwealth for delinquent taxes and not redeemed within four years or more.

No. 188. House bill to punish the making or use of false statement to obtain property or credit.

No. 189. House bill defining the crime of burglary with explosives and providing the punishment therefor.

No. 190. House bill to make any person an incompetent juror to serve at more than one term of any court during any one calendar year.

No. 191. House bill to amend and re-enact section 2599 of the Code of Virginia, in regard to the appointment of guardians.

No. 192. House bill to amend and re-enact section 3743 of the Code of Virginia, in regard to the penalty for perjury.

The following House bills having been considered by the committee in session, were reported from the Committee on Finance:

No. 193. House bill to remove the State tax upon qualifications of Confederate pensioners when such qualifications are had solely to obtain the sum allowed from the State treasury to pay funeral expenses of such pensioner.

No. 194. House bill to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act approved December 28, 1903, approved March 14, 1908.

No. 195. House bill to clear the titles of real estate from liens on certain delinquent taxes and levies, and to provide for the better enforcement and collection of delinquent taxes and levies upon certain lands, and to provide for the sale of certain lots and tracts of land in the State of Virginia, chargeable with delinquent taxes.

No. 196. House bill to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16,

1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 197. House bill to appropriate a sum of money not to exceed \$2,500 per year for the two years 1912 and 1913 for the relief of needy Confederate women of Virginia, who are not upon the State pension rolls or are not inmates of any Confederate, independent or church homes or charitable institutions; the relief to such needy Confederate women to be effected by the Auditor of Public Accounts of Virginia issuing his warrant upon the State treasury to each beneficiary under this act, such beneficiary to be ascertained and determined by proof, satisfactory to said Auditor, furnished by the organization of women known as the Virginia Division of the United Daughters of the Confederacy.

No. 198. House bill to provide a method for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, also to repeal chapter 707 of the Acts of Assembly of Virginia, session 1897-1898, approved March 3, 1898, entitled An act to amend and re-enact an act entitled an act to provide for a method for a better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth approved March 4, 1896.

House bill for the relief of the town of Dendron, Surry county, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to authorize the board of supervisors of the county of Carroll to let to contract the roads of said county, and to levy a tax to keep same in proper repair, as amended by an act approved February 29, 1892, and February 2, 1894, and

acts amendatory thereof, respectively, January 22, 1898, March 7, 1900, March 14, 1906, as amended by an act approved March 16, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to authorize and empower the boards of supervisors of the counties of Essex and King William to sell and convey unto the Richmond and Northern Neck Railroad Company a right of way through the poor farms in the said counties, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact sections 4, 8 and 22 and to repeal sections 16, 17, 18 and 19 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act approved March 7, 1900, entitled an act to provide for the working and keeping in repair the public roads and bridges in the county of Washington, and to authorize the board of supervisors to borrow money by the issue of bonds, and to build bridges and to macadamize the roads in said county, and to authorize the qualified voters of said county to vote on the question, approved April 2, 1902, as amended and re-enacted by an act approved May 15, 1903, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 13, 1908, as amended and re-enacted by an act approved March 11, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.



The bill was referred to the Committee on Roads and Internal Navigation.

House bill to provide for the establishment, management and maintenance of the Laurel Industrial School of Virginia, for the employment and education of delinquent or deficient white boys between the ages of eight and twenty-one years, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to amend and re-enact chapter 177 of the Acts 1899 and 1900, with regard to hogs running at large in the county of Russell, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill appropriating \$75,000 for building, industrial and military display at the Panama-Pacific Exposition, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to amend and re-enact an act approved March 1, 1906, entitled an act for the protection of fish in Nottoway river, in Southampton, Sussex, Dinwiddie, Brunswick and Greensville counties, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation

respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on General Laws.

House bill to provide for the establishment, management and maintenance of the Virginia Home and Industrial School for Girls, for the employment and education of delinquent or deficient white girls between the ages of eight and eighteen years, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to amend an act approved January 25, 1898, entitled an act to provide for the opening and working of roads and keeping the same in repair, and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to authorize the county of Elizabeth City to expend certain money in the sinking fund of said county for the repair of Hampton bridge, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 2108 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 2108 of the Code of Virginia, as to unlawful fishing, and to prescribe the time for catching bass, approved March 16, 1910, so as to exclude from the operation thereof New river, in Wythe county, Virginia, and to prevent the catching of fish with seines in certain waters of said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

House bill to provide for the payment of \$80 to the Confederate Memorial Association, of Pulaski, Virginia, for which the Auditor was instructed to draw his warrants upon the Treasurer of the State of Virginia for the years 1906 and 1907, pursuant to the act of the General Assembly, 1906, and for the years 1908 and 1909, pursuant to the Act of the General Assembly, 1908, but which amounts were not received by the said memorial association, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to authorize the Auditor of Public Accounts to pay to the Confederate Memorial Association, at Courtland, Virginia, certain sums of money appropriated to it which it has failed to draw, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to provide a method of distribution by the boards of supervisors of Halifax county among the several districts of said county of the revenue derived by said county from taxation of railroad properties in said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend section 11 of chapter 74, Acts 1908, approved February 25, 1908, entitled an act to amend and re-enact chapter 184 of the Acts of the General Assembly of Virginia, 1890, entitled an act to provide for the working of and keeping in repair the public roads and bridges in Smyth county, approved February 6, 1890, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to amend and re-enact an act to further preserve and protect the game in the county of Patrick, approved March 15, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:



The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

House bill to compensate Benjamin W. Andrews for services as guard to the capitol during the years 1910 and 1911, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact the twelfth section of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

The following communication was received from the Governor:

## COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, VA., February 2, 1912.

*To the General Assembly of Virginia:*

With the purpose of securing information which might be of use to the General Assembly, I called on the public accountant of the State to ascertain the cost of a State student at each one of the educational institutions, and his report, which is submitted without comment, accompanies this message.

WILLIAM HODGES MANN,  
Governor.

The communication and accompanying information is printed as House Document No. 5.

MR. LAND moved that 500 extra copies of House Document No. 5 be printed; which was agreed to.

MR. WILLIAMS offered the following resolution:

Resolved, That at to-day's session uncontested House bills on their second reading, beginning with No. 118, the point left off on similar order some days ago, be considered until the calendar is called through, when the calendar shall be again called and the business disposed of in the order in which it then appears; which was agreed to.

Leave of absence was granted the following members:

MR. EARMAN, two days, on motion of MR. SUTPHIN.

MR. MASSIE, three days, on motion of MR. MARTIN.

The following were presented and referred under Rule 37:

To the Committee on Finance:

MR. CHALKLEY: A bill to allow commissioners of the revenue payment for their services as assessors of mineral lands and timber trees.

To the Committee for Courts of Justice:

By MR. WHITE of Rockbridge: A bill to prevent the hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decisions on technical points without regard to the merits, and to simplify procedure in that court in regard to bills of exceptions.

By MR. MONTAGUE: A bill to make valid and effective certificates of acknowledgments heretofore or hereafter made to deeds or corporations conveying property, real and personal, when such certificates have been or may be by officers of such corporations who unite in the execution of such deeds or are otherwise interested in the property conveyed or disposed of thereby.

By MR. MONTAGUE: A bill to make valid and effective the recodation of deeds of corporations conveying property, real or personal, heretofore or hereafter executed and heretofore or hereafter recorded

in pursuance of resolution of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by such officers signing the corporate name and affixing and attesting the corporate seals, respectively or jointly, and when such deeds have been or may be recorded upon the certificates of acknowledgment of the presidents only.

By MR. MONTAGUE: A bill to make valid and effective deeds of corporation conveying property, real or personal, heretofore or hereafter executed in pursuance of resolutions of the board of directors of such corporations authorizing such execution by their presidents and secretaries when executed by the president signing the corporate names and the secretaries affixing and attesting the corporate seals, respectively, unless such resolution expressly direct that each of such acts shall be done by such officers jointly.

By MR. BANKS: A bill to amend and re-enact section 3179 of the Code of Virginia, in reference to clerk's offices.

To the Committee on Counties, Cities and Towns:

By MR. COLEMAN of Norfolk: A resolution proposing an amendment to the Constitution, to be known as section 117, article 8, subsection a.

To the Committee on Special, Private and Local Legislation:

By MR. CHALKLEY: A bill to pay W. B. Kilbourn for extra services rendered and procured by him as assessor of real estate for the county of Wise for the year 1910.

To the Committee on General Laws:

By MR. REW: A bill to amend and re-enact section 1 of the act entitled an act to regulate the practice of veterinary medicine and surgery in the State of Virginia, approved February 27, 1896.

By MR. ROBERTS of Mecklenburg: A bill to protect partridges or quail during the breeding season by confining bird dogs, and prescribing punishment for the violation of this bill.

By MR. WILLIAMS: A bill to amend and re-enact section 3863 of the Code of Virginia, so as to make the same apply to automobiles, motorcycles and vehicles of like kind.

By MR. UTZ: A bill to prohibit the throwing and accumulation of sawdust in streams of water inhabited by fish or tributary streams or water flowing into streams inhabited by fish.

To the Committee on Chesapeake and Its Tributaries:

By MR. BURT: A bill to establish and permanently fix the boundary lines of riparian lands abutting on any river, bay or other body

of water in Virginia, wherein the tide ebbs and flows, so far as such boundary lines are formed by low water mark of such body of water, and fixing the fee of surveyor for surveying said lands.

To the Committee on Schools and Colleges:

By MR. THROCKMORTON: A bill to amend and re-enact section 1515 of the Code of Virginia, as heretofore amended.

To the Committee on Militia and Police:

By MESSRS. COX, COLEMAN of Norfolk city and GILLIAM: A bill to amend certain sections, repeal certain sections of and to add certain new sections to chapter 21, Code of Virginia, being sections 300 to 382, inclusive, providing for the public defense.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 122. Senate bill to amend and re-enact section 3737 of the Code of Virginia, in relation to "forgery, uttering, etc., and how punished."

No. 119. Senate bill to amend and re-enact section 3704 of the Code of Virginia of 1887.

No. 63. Senate bill to authorize the ascertainment of taxes due upon real estate.

The following House bills were read at length a first time and ordered to be printed:

No. 182. House bill to permit the establishment of a private bridge over the waters of Skiff's creek, between the counties of Warwick and James City, Virginia.

No. 183. House bill to provide for submitting the question of liquor license to the qualified voters of counties, corporations and magisterial districts, and to amend sections 581 and 585 of chapter 25 of the Code of Virginia, and as previously amended by acts.

No. 184. House bill to amend and re-enact sections 4 and 12, the first subsection of section 23, sections 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, the power to establish and enlarge water works, printing of ordinances, the pay of councilmen and other city officers, and to add to the said charter a new section, to be known as section 24-a, in reference to the issue of bonds.

No. 185. House bill to empower the council of the town of Chatham, in the county of Pittsylvania, to issue and sell bonds for the purpose of improving the streets, improving the water system and establishing a sewerage system in said town, provided that the question of



such bond issue for the purpose named be first submitted to the qualified voters of said town, and to authorize said council to call an election for the submission of the same to the voters.

No. 186. House bill to authorize the city council of Fredericksburg to issue its coupon or registered bonds for the purpose of improving its streets, in said city.

No. 187. House bill to amend and re-enact section 8 of an act of the General Assembly of Virginia, approved February 23, 1906, entitled An act to authorize the sale of lots purchased by the Commonwealth for delinquent taxes and not redeemed within four years or more.

No. 188. House bill to punish the making or use of false statements to obtain property or credit.

No. 189. House bill defining the crime of burglary with explosives, and providing the punishment therefor.

No. 190. House bill to make any person an incompetent juror to serve at more than one term of any court during any one calendar year.

No. 191. House bill to amend and re-enact section 2599 of the Code of Virginia, in regard to the appointment of guardians.

No. 192. House bill to amend and re-enact section 3743 of the Code of Virginia, in regard to the penalty for perjury.

No. 193. House bill to remove the State tax upon qualifications of Confederate pensioners when such qualifications are had solely to obtain the sum allowed from the State treasury to pay funeral expenses of such pensioners.

No. 194. House bill to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act approved December 28, 1903, approved March 14, 1908.

No. 195. House bill to clear the titles of real estate from liens on certain delinquent taxes and levies, and to provide for the better enforcement and collection of delinquent taxes and levies upon certain lands, and to provide for the sale of certain lots and tracts of land in the State of Virginia, chargeable with delinquent taxes.

No. 196. House bill to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise

revenue for the support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 197. House bill to appropriate a sum of money not to exceed \$2,500 per year for the two years 1912 and 1913, for the relief of needy Confederate women of Virginia, who are not upon the State pension rolls or are not inmates of any Confederate, independent or church homes or charitable institutions; the relief to such needy Confederate women to be effected by the Auditor of Public Accounts of Virginia issuing his warrant upon the State Treasurer to each beneficiary under this act, such beneficiary to be ascertained and determined by proof satisfactory to said Auditor, furnished by the organization of women known as the Virginia Division of the United Daughters of the Confederacy.

No. 198. House bill to provide a method for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, also to repeal chapter 707 of the Acts of Assembly of Virginia, session 1897-1898, approved March 3, 1898, entitled an act to amend and re-enact an act entitled an act to provide for a method for a better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, approved March 4, 1896.

The following House bills having been printed, were read at length a second time and ordered to be engrossed:

No. 118. House bill to amend and re-enact section 2602 of the Code of Virginia.

No. 119. House bill to amend and re-enact section 3058 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly, approved on the 26th day of December, 1903, so as to give to courts of equity jurisdiction to remove clouds from title to real estate where the complainant is not in possession, or where the complainant has the equitable right to the legal title.

No. 120. House bill to amend and re-enact section 10 of chapter 8 of an act of the General Assembly of Virginia, approved January 18, 1904, entitled an act concerning public service corporations.

No. 121. House bill to provide for the indexing of deeds and other records in ledgerized general index books.

No. 122. House bill to prescribe in what cases a justice of the peace shall not have jurisdiction in a suit or warrant.

No. 124. House bill to provide for the recordation of the names of the heirs of a person dying intestate.

No. 129. House bill to amend and re-enact subsection 5 of section 2070-a of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact

chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908, and further amended and re-enacted by an act approved March 16, 1910, as to certain counties. (Amended and title amended.)

No. 134. House bill to authorize the board of supervisors of Rockbridge county and the town of Lexington, or either of them, to contribute such sum as in the judgment of the board of supervisors or the town council may seem proper for the benefit of the Jackson Memorial Hospital in the town of Lexington, Virginia.

No. 135. House bill to repeal chapter 441, Acts of Assembly, 1895, entitled an act to incorporate the town of Saxis, in the county of Accomac, approved February 28, 1896.

No. 127. House bill to appropriate the sum of \$3,500 out of any money in the treasury not otherwise appropriated for the payment of the deficiency in the installation of the timber and mineral exhibit of Virginia.

No. 128. House bill to pay D. D. Talley and W. A. Crenshaw for extra services rendered by them as assistant assessors of real estate for the city of Richmond during the year 1910.

No. 137. House bill to amend and re-enact section 509 of the Code of Virginia, in reference to commissioners of the revenue extending levies and taxes; compensation therefor.

No. 138. House bill to continue and extend an act of the General Assembly of Virginia, entitled an act to direct the Board of Charities and Corrections to ascertain the facts concerning the weak-minded, other than insane and epileptic, in the State of Virginia, and also to direct the said Board of Charities and Corrections to ascertain, investigate and report to the next General Assembly of Virginia as to the propriety of providing surgical aid and treatment to the deformed, crippled and disfigured persons of the Commonwealth who are too poor to provide such treatment for themselves, and to appropriate the sum of \$1,000 for the purpose.

No. 139. House bill to make an appropriation to provide for the relief of needy Confederate veterans who are not eligible to become inmates of the Soldiers' Home because of suffering with cancerous affection or contagious disease.

No. 140. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to provide for the working and keeping in repair public roads in the counties of Alleghany, Bath

and Highland, approved February 12, 1884, as amended by an act approved February 1, 1898, as further amended by an act approved May 5, 1900, in so far as applicable to the counties of Bath and Highland.

No. 142. House bill to require the inspection and supervision by the State Board of Charities and Corrections of persons or corporations placing children in family homes, said persons or corporations to furnish information, the State Board of Charities and Corrections to visit and report upon the children placed in homes, authorizing the courts to commit destitute and delinquent children to the State Board of Charities and Corrections, and said board to place said children in homes or reformatories, to report to the court under certain contingencies; penalty prescribed.

No. 144. House bill to prohibit treating in saloons, fixing penalty therefor, and defining the word "treating."

No. 148. House bill to amend and re-enact sections 1 and 2 of an act approved February 16, 1892, entitled an act to incorporate the town of Shendun, Virginia, as amended by an act approved February 5, 1896, entitled an act to amend section 2 of an act to incorporate the town of Shendun, Virginia, approved February 16, 1892, so as to change the name of the town to Grottoes, and to alter the boundaries thereof.

No. 149. House bill to change the time of holding the town election of the town of Branchville, in Southampton county, Virginia, and extending the term of office of the present officers of said town.

No. 151. House bill to amend and re-enact chapter 14 of Acts 1910, entitled an act in relation to certain proper sanitary arrangements to be provided in factories, workshops, mercantile establishments or offices, and imposing penalties for failure to provide such arrangements, approved February 9, 1910.

No. 152. House bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved March 1, 1888, by an act approved February 25, 1892, and by acts approved February 26, 1894, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898.

No. 154. House bill to authorize the board of supervisors of Norfolk county to borrow a sum not exceeding \$200,000 for the purpose of permanent road improvements in said county, and to issue bonds therefor, secured by a deed of trust on the interest of said county in the Norfolk county ferries, and to authorize the circuit court of



Norfolk county, or the judge thereof in vacation, to appoint a commission of three freeholders of said county to have charge of said permanent road improvements and the expenditure of the proceeds of said bond issue.

No. 155. House bill to prevent the catching of fish by gill nets or seines in the rivers and streams of the county of Rockbridge.

No. 156. House bill to repeal an act entitled an act ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within this State, and authorizing the acquisition thereof, approved April 2, 1902.

No. 157. House bill to authorize and direct work on the public roads of Goochland county by convicts at the State farm, now located in Goochland county.

No. 159. House bill fixing the strength of bridges in the county of Franklin.

No. 161. House bill to amend and re-enact an act approved January 29, 1898, entitled an act to provide for the working and keeping in repair the public roads of Amherst county, as amended and re-enacted by an act approved March 2, 1898, and as further amended by an act approved March 15, 1904, which latter act was further amended by an act approved March 16, 1910, which said amendment and the amendment herein contained being for the purpose of authorizing the board of supervisors of said county to work and improve the public roads of said county, expend any surplus money on the roads and bridges of said county, and authorize the erection of toll gates on certain roads in said county for the purpose of raising revenue to maintain and build, macadamize and otherwise permanently improve roads in said county.

No. 163. House bill to provide for the payment to the Richmond Press of the balance due them for printing the index to enrolled bills.

No. 164. House bill to provide for the payment to Weymouth, Meister & Smethie of the balance due them for binding the index to enrolled bills.

No. 166. House bill to amend and re-enact section 2070-b of the Code of Virginia, relative to the appointment of game wardens upon the application of five resident freeholders of the several counties of the State, whose jurisdiction shall be confined to the several magisterial districts.

No. 167. House bill to prohibit the use of gill nets or seines, or the taking of fish therewith in the waters of Dan river, any lake or pond formed thereby or any backwater therefrom within Pittsylvania county and the corporate limits of the city of Danville.

No. 168. House bill to authorize the board of supervisors of the county of Nottoway to borrow the sum of \$10,000, or so much thereof

as may be necessary, to continue the improvement of the public roads of the said county.

No. 169. House bill to prohibit driving and riding on sidewalks in unincorporated towns and villages.

No. 170. House bill to prohibit the opening, repairing or maintaining of any street or alley through, on or over any lands within any of the cities or towns of this Commonwealth, which belongs to the Commonwealth of Virginia, to the Confederate Memorial Association, or any agency of the State.

No. 165. House bill providing that in cities having a population of one hundred thousand and over by the last United States census, sheriffs and their deputies shall receive salaries in lieu of fees; how such fees shall be collected, and that same shall be paid into the State treasury. (Amended.)

No. 173. House bill to amend and re-enact section 3191, chapter 154, of the Code, as amended by an act in force on and after February 2, 1892, and by an act in force on and after July 1, 1896, and by an act approved March 14, 1910, relating to how a person is licensed to practice law in the State of Virginia.

No. 172. House bill to repeal section 63 of chapter 5 of the act concerning corporations, which became a law without the Governor's signature March 4, 1904.

MR. GILLIAM moved to reconsider the vote by which No. 144, House bill, was ordered to be engrossed; which was rejected.

No. 175. House bill in relation to the assessment for local taxation of the rolling stock of railroad corporations, having been printed, came up.

On motion of MR. WILLIAMS, the bill was made a special and continuing order for Wednesday, February 7th, at 12:30 o'clock P. M.

The motion of MR. GILLIAM to reconsider the vote by which

No. 28. Senate bill to regulate insurance of public buildings and other State property in Virginia, was passed was agreed to.

On motion of MR. OLIVER, the bill was committed to the Committee on Public Property.

No. 26. House bill to amend and re-enact an act entitled An act to authorize cities to create, improve and develop harbors within the corporate limits, or within two miles thereof, approved March 16, 1910, and to authorize the issuance of bonds therefor, and to give jurisdiction over the same, came up.

The amendments proposed by the Senate were agreed to—yeas, 56; nays, 7.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bowman, Brewer, Brown, W. N., Buck, Christian, Clarke,

Coleman, C. R., Coleman, Daniel, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Houston, Howerton, Ivey, Jordan, Martin, Meetze, Milstead, Moore, Norris, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, John, Robertson, Rolston, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Utz, Watts, Williams, Wise, Wissler—56.

NAYS—Messrs. Chalkley, Cox, Creamer, Jennings, Montague, Throckmorton, Willeroy—7.

MR. MILSTEAD moved to reconsider the vote by which the amendment proposed by the Senate was agreed to; which was rejected.

The following House bills were read at length a third time and passed:

No. 49. House bill to amend and re-enact section 1 of an act entitled An act to prohibit the several cities and towns of the Commonwealth from imposing and collecting any tax, fine or other penalty upon persons selling farm and domestic products grown or produced by them within the limits of such town or city outside of and not within the regular market houses and sheds of such towns and cities, which became a law March 3, 1896, as heretofore amended—yeas, 64; nays, 4.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, James M., Baker, W. W., Bargamin, Bell, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Houston, Howerton, Ivey, Jordan, Kemper, Land, Lunsford, Martin, Meetze, Milstead, Moore, Mustard, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Utz, Walton, Webb, White, Hugh A., Willeroy, Wise, Wissler—64.

NAYS—Messrs. Cox, Jennings, Montague, Watts—4.

No. 50. House bill to authorize and direct the Register of the Land Office to grant and convey unto R. Henry Moore, of Elizabeth City county, not exceeding fifteen acres in area near the easterly end of "Hampton Bar" or flat for the construction and maintaining of a landing and shipping place, with piers and jetties therefrom—yeas, 62; nays, 3.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Buck, Burt, Chalkley, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Howerton, Ivey, Jordan, Kemper, Land, Lunsford, Martin, Meetze, Milstead, Moore, Mustard, Norris, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., Williams, Wise, Wissler—62.

NAYS—Messrs. Jennings, Montague, Stephenson, John W.—3.

Motions severally made to reconsider the votes by which Nos. 49 and 50, House bills, were passed were rejected.

On motion of MR. CHALKLEY, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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MONDAY, FEBRUARY 5, 1912.

Prayer by Rev. J. J. Scherer, Jr., of First English Lutheran Church.

On motion of MR. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 3, 1912.*

The Senate has passed House bills entitled an act to amend and re-enact section 2920 of the Code of Virginia, in reference to limitations of personal actions, No. 37; an act prohibiting the direction of verdicts, to what cases applicable, No. 39; and an act to amend and re-enact sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties, and to amend and re-enact sections 31, 37, 47, 62, 63 and 64 of an act approved March 24, 1870, entitled An act providing a charter for the city of Richmond, as heretofore amended, No. 91.

The following House bills having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 199. House bill to amend and re-enact sections 4, 8 and 22 and to repeal sections 16, 17, 18 and 19 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act approved March 7, 1900, entitled an act to provide for the working and keeping in repair the public roads and bridges in the county of Washington, and to authorize the board of supervisors to borrow money by the issue of bonds, and to build bridges and to macadamize the roads in said county, and to authorize the qualified voters of said county to vote on the question, approved April 2, 1902, as amended and re-



enacted by an act approved May 15, 1903, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 13, 1908, as amended and re-enacted by an act approved March 11, 1910.

No. 200. House bill to amend and re-enact an act of the General Assembly, approved March 4, 1894, entitled an act to provide for the working and keeping in order the public roads of the counties of Greene and Madison, as amended by an act approved May 14, 1903, so far as the same applies to Madison county, so as to provide for the opening, constructing, maintaining and working the roads and keeping in order the causeways and bridges of Madison county, and creating the office of superintendent of roads, and prescribing his duties and compensations, and repeal any act in conflict herewith.

No. 201. House bill to amend an act approved January 25, 1898, entitled an act to provide for the opening and working of roads and keeping the same in repair, and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof.

No. 202. House bill to amend and re-enact section 1 of chapter 3 of an act entitled An act concerning the public service corporations, which became a law January 18, 1904.

The following House bills having been considered by the committee in session, were reported from the Committee on Finance:

No. 203. House bill to amend and re-enact section 504 of the Code of Virginia, relative to the contents of the personal property tax books.

No. 204. House bill to amend and re-enact an act entitled An act to raise revenue for the support of the government and public free schools and to pay interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, and known as the "tax bill."

No. 205. House bill to authorize the Auditor of Public Accounts to pay certain claims due the treasurer of Elizabeth City county by the State which were refused payment on account of certain clerical errors.

No. 206. House bill to require taxes levied upon dogs to be put upon the same tax bill with taxes levied upon personal property, and to give the same remedies for collecting such taxes in certain cases.

No. 207. House bill to amend and re-enact an act entitled An

act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, and known as the "tax bill."

No. 208. House bill to amend and re-enact section 10, under schedule D, of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 10, 1903, as amended by an act approved February 19, 1904, and as further amended by an act approved January 31, 1908.

No. 209. House bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910.

THE SPEAKER laid before the House the following communication from the Superintendent of the Penitentiary:

RICHMOND, VA., *February 3, 1912.*

HON. JOHN W. WILLIAMS,  
*Clerk House of Delegates of Virginia,  
Richmond. Va.*

DEAR SIR:

In accordance with your request of February 2d to Major James D. Patton, chairman of the board of directors of this institution, asking for a copy of the recent bid and specifications for the hire of the convicts of this institution, by the instruction of the board I herewith enclose the same.

Yours very truly,

JAMES B. WOOD,  
*Superintendent.*

The board of directors of the Virginia penitentiary have formulated and adopted the following specifications under which all bids for convict labor shall be made, received and considered, to-wit:

1. Bids or propositions for labor shall be sealed and in the hands of the board of directors on or before 12 o'clock noon, Friday, January 5, 1912.
2. A bid for the hire at a stated price per day of all prisoners, regardless of their terms of imprisonment.
3. A bid for the hire at a stated price per day of prisoners whose terms are three years or less, over three years and under five years, five years and under ten years, ten years and over.
4. Each person, firm or corporation bidding must file a certified check to the amount of \$2,500 with the bid, the amount of such check to be forfeited in the event that the bid is accepted and the bidder fails to comply with the terms and conditions thereof.
5. Under the contract now in existence, which terminates May 1, 1913,

there have been employed from 800 to 1,100 men and from fifty to seventy-five women. The State will not guarantee any specified number to the contractor, but the contractor shall accept such number as the State may be able to furnish.

6. There are good buildings within the walls, now being used for the manufacture of shoes, which will be furnished to the contractors free of rent. They will be kept in good repair by the State at its own expense. The buildings are equipped with freight elevators and a first class sprinkler system, the latter to be kept in repair by the State and contractors jointly.

7. The contractor will be required to pay for the water used for manufacturing purposes. Water for closets, etc., will be furnished by the State without expense to the contractor. The bidder shall state in his bid the kind of manufacturing business he proposes to establish.

8. Suitable tools, implements and machinery necessary to be used in manufacturing the articles for which the convict labor is leased shall be furnished and kept in good order by the contractor. The State, on its part, shall guard and keep diligently employed the convicts under lease so as to average nine hours per day during the year, legal holidays and Sundays excepted.

9. The contractor shall furnish power, heat, light, wire, switches, motors, belting, shafting and all other equipment necessary to supply and use the same.

10. The contractor shall pay all bills due to the State on or before the 10th of each month for the labor, etc., used during the preceding month, and no contractor will be permitted to move stock or equipment at the expiration of his contract until full settlement is made.

11. Bond in a suitable sum to guarantee the faithful performance of every contract will be required.

12. The board of directors reserves the right to submit all bids to the legislature of Virginia, which will convene on the 10th day of January, 1912, and to reject such bids as do not meet with the approval of that body.

Send bids to J. B. Wood, superintendent, Richmond, Virginia, and mark the envelope "Bid for Convicts."

By order of the board of directors.

T. R. KEMPER, *Clerk.*

A true copy.

J. B. Wood, *Superintendent.*

From Manufacturers' Record, Baltimore, December 21, 1911:

*Bids Wanted by the Board of Directors of the Virginia Penitentiary.*

The board of directors of the Virginia penitentiary will receive sealed bids or propositions for hiring convicts for the term of ten, five and three years, said convicts to be worked at the Virginia penitentiary, Richmond, Virginia. The bids must be directed to J. B. Wood, superintendent, Richmond, Virginia, and must reach him by noon on the 5th day of January, 1912.

Any party desiring to enter into this contract will be furnished with specifications, descriptions of the buildings, and such information as may be desired.

The board of directors reserves the right to submit the bids to the legislature of Virginia, which will convene on the 10th of January, 1912, and to reject any and all bids if they deem proper to do so.

J. B. WOOD,  
*Superintendent.*

THE SPEAKER laid before the House the following communication from the city of Cleveland:

CITY OF CLEVELAND, January 31, 1912.

To the Clerk House of Representatives,  
Richmond, Va.

DEAR SIR:

The city of Cleveland is greatly interested in the subject matter of the resolution adopted by the city council January 8, 1912, approved by the mayor January 11, 1912. A copy of this resolution is enclosed, with the request that you submit it to the legislature of your State at the earliest opportunity.

Yours truly,

R. E. COLLINS,  
City Clerk.

File No. 23488.

By Mr. Dowling: Whereas there is pending before Congress a bill by Representative Bulkley, of Ohio, providing for the coinage of a three-cent piece; and whereas the people of Cleveland, O., are now, and have been enjoying for the past two years, three-cent fare on all the street railway lines of the city, while maintaining supervision and control of the operation of said lines; and whereas such a three-cent piece would especially facilitate the operation of three-cent fare on the street railways of Cleveland and on the street railways of other cities about to enjoy such rate of fare by furnishing a standard, transferrable coin; and whereas such a coin would be beneficial to all the people of the United States by providing a smaller coin with which to purchase articles of general use and consumption now arbitrarily sold for a nickel; now, therefore, be it resolved by the council of the city of Cleveland, State of Ohio, that the city councils or corresponding legislative bodies in other cities of the United States, and the legislatures of the various States, be urgently requested to enlist the aid of their congressional representative or representatives, and of their United States Senators, in the passage of the aforementioned bill; and be it further resolved, That the city clerk be instructed to forward a copy of these resolutions to the city councils or city clerks of all cities in the United States with a population of twenty-five thousand (25,000) or more inhabitants, and to the legislatures of all States in the Union.

MR. MARTIN offered the following joint resolution:

Be it resolved by the House of Delegates (the Senate concurring), That the board of directors of the State penitentiary be requested to submit to the present General Assembly, within the next three days, copies of the annual reports of the superintendent of the State prison and of the superintendent of the State farm and of the surgeon of the penitentiary, which papers were, for some reason, not published in the last annual report of the penitentiary directorate, as had always formerly been customary.

Be it further resolved, That a committee of three, two from the House and one from the Senate, be forthwith appointed by THE SPEAKER of the House and THE PRESIDENT of the Senate, to wait upon Major James Patton, chairman of the penitentiary board, and acquaint him with the fact that copies of the last annual reports of the superintendents of the State prison and State farm and of the surgeon of the penitentiary are desired by the present legislature forthwith; which was agreed to.

Ordered that MR. MARTIN carry the resolution to the Senate and request their concurrence.



A message was received from the Senate, by Mr. HOLT, who informed the House that the Senate had agreed to the following resolution:

Resolved by the Senate (the House of Delegates concurring), That an invitation be extended to the Hon. Governor Judson Harmon, of Ohio, to address the members of the General Assembly of Virginia, at such time as may suit his convenience between now and March 9, 1912.

In which they request the concurrence of the House.

MR. KENT was granted one day's leave of absence on motion of MR. STEBBINS.

The following were presented and referred under Rule 37:

To the Committee on Schools and Colleges:

By MR. MEETZE: A bill to provide for the creation and recordation of liens on school properties in the State to secure loans made from the Literary Fund by the State Board of Education, and also to provide for insuring school properties on which such loans are made.

To the Committee on Finance:

By MR. GILLIAM: A bill to amend section 464 of the Code of Virginia.

By MR. EWING: A bill to provide for the publication of the supplementary (twelfth) volume in the calendar of State papers, viz., an inventory of the chief contents (books and papers) of the clerks' offices of the Commonwealth of Virginia, and a report upon their physical condition at this time, and to provide the means of carrying out this act.

To the Committee on General Laws:

By MR. ROLSTON: A bill to amend and re-enact section 3728-d of the Code of Virginia, as to the use of explosives.

To the Committee for Courts of Justice:

By MR. TAYLOR: A bill to define who may be a deputy clerk.

By MR. GRANT: A bill to amend and re-enact section 2950 of the Code of Virginia.

To the Committee on Special, Private and Local Legislation:

By MR. TIFFANY: A bill to submit to the qualified voters of the town of Warrenton, in the county of Fauquier, at a special election to be held therefor when the town council so directs, the question of the establishment of a dispensary for the sale of intoxicating liquors

in the town of Warrenton, and in the event of a majority of those voting at said election for said dispensary, then further to provide for the establishment and conduct of the same, and to prohibit thereafter within the said town, or within one mile of its limits, the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations, except as provided herein.

To the Committee on Roads and Internal Navigation:

By MR. MONTAGUE: A bill to amend and re-enact an act entitled an act to regulate the time and manner in which common carriers doing business in this State shall adjust and pay just freight charges and claims for loss or damages to freight and claims for storage, demurrage and service, approved February 29, 1908.

To the Committee on Counties, Cities and Towns:

By MR. ROLSTON: A bill to allow boards of supervisors in counties to employ a competent accountant when they deem it necessary in the settlement of any accounts.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

No. 199. House bill to amend and re-enact sections 4, 8 and 22 and to repeal sections 16, 17, 18 and 19 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act approved March 7, 1900, entitled an act to provide for the working and keeping in repair the public roads and bridges in the county of Washington, and to authorize the board of supervisors to borrow money by the issue of bonds, and to build bridges and to macadamize the roads in said county, and to authorize the qualified voters of said county to vote on the question, approved April 2, 1902, as amended and re-enacted by an act approved May 15, 1903, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 13, 1908, as amended and re-enacted by an act approved March 11, 1910.

No. 200. House bill to amend and re-enact an act of the General Assembly, approved March 4, 1894, entitled an act to provide for the working and keeping in order the public roads of the counties of Greene and Madison, as amended by an act approved May 14, 1903, so far as the same applies to Madison county, so as to provide for the opening, constructing, maintaining and working the roads and keeping in order the causeways and bridges of Madison county, and creating the office of superintendent of roads, and prescribing his duties and compensations, and repeal any act in conflict herewith.

No. 201. House bill to amend an act approved January 25, 1898, entitled an act to provide for the opening and working of roads and keeping the same in repair, and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof.

No. 202. House bill to amend and re-enact section 1 of chapter 3 of an act entitled An act concerning public service corporations, which became a law January 18, 1904.

No. 203. House bill to amend and re-enact section 504 of the Code of Virginia, relative to the contents of the personal property tax book.

No. 204. House bill to amend and re-enact an act entitled An act to raise revenue for the support of the government and public free schools and to pay interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, and known as the "tax bill."

No. 205. House bill to authorize the Auditor of Public Accounts to pay certain claims due the treasurer of Elizabeth City county by the State which were refused payment on account of certain clerical errors.

No. 206. House bill to require taxes levied upon dogs to be put upon the same tax bill with taxes levied on personal property, and to give the same remedies for collecting such taxes in certain cases.

No. 207. House bill to amend and re-enact an act entitled An act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, and known as the "tax bill."

No. 208. House bill to amend and re-enact section 10, under schedule D, of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 10, 1903, as amended by an act approved February 19, 1904, and as further amended by an act approved January 31, 1908.

No. 209. House bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended

by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910.

No. 13. House bill to prohibit gambling, came up.

The amendment proposed by the Committee on General Laws, lines 1 and 2, strike out words "bet, wager or," was rejected.

The amendments proposed by the committee, line 4, strike out "one thousand" and insert in lieu thereof "five hundred," and line 5, strike out "one year" and insert in lieu thereof "sixty days," were severally agreed to.

The amendment proposed by the committee, to strike out the following:

"The circuit courts and justices of the peace shall have concurrent jurisdiction in the trial of all cases under this act, and the accused shall have the right of appeal from the decision of the justice to the circuit court"; was rejected.

The amendment being presently engrossed, the bill, as amended, was read at length a third time and passed—yeas, 56; nays, 21.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Cox, Creamer, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Houston, Ivey, Jennings, Kemper, Love, Martin, Meetze, Milstead, Montague, Mustard, Norris, Oliver, Peyton, Radford, Rakes, Roberts, John, Robertson, Rolston, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Utz, Walton, Weaver, Webb, White, Hugh A., Willeroy, Wissler, Mr. Speaker—56.

NAYS—Messrs. Banks, Bell, Burt, Chalkley, Christian, Coleman, Daniel, Curtis, Gilliam, Howerton, Land, Malbon, Old, Page, Richardson, Rutherford, Terrell, Tiffany, Watts, White, John S., Williams, Wise—21.

MR. STEPHENSON of Rockbridge moved to reconsider the vote by which the bill was passed; which was rejected.

On motion of MR. WHITE of Rockbridge, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*



## TUESDAY, FEBRUARY 6, 1912.

Prayer by Rev. J. J. Scherer, Jr., of the First English Lutheran Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 5, 1912.*

The Senate has passed House bill entitled an act to amend and re-enact an act relating to demurrers to evidence, approved March 14, 1906, No. 40.

No. 27. House bill to prevent procreation by confirmed criminals, idiots, imbeciles and rapists; heretofore committed to the Committee for Courts of Justice, was reported back with a recommendation that it do not pass because of its unconstitutionality.

House joint resolution proposing amendment to section 40 of article 4 of the Constitution of Virginia, providing for publishing said amendment and certifying the same to the next General Assembly, having been considered by the committee in session, was reported from the Committee on Privileges and Elections, with a recommendation that it do not pass.

The following House bills, having been considered by the committee in session, were reported from the Committee on Privileges and Elections:

No. 210. House bill to amend and re-enact an act entitled An act to provide an appeal to any person denied registration, approved November 28, 1903 (Code, 83-a), so as to provide an appeal to any person whose name is stricken from the registration books.

No. 211. House bill to amend and re-enact section 86 of the Code, 1887.

No. 212. House bill to amend and re-enact section 73 of an act entitled an act to repeal sections 63 and 66, and to amend and re-enact sections 62, 64, 65, 67, 69, 72, 73, 74, 75, 78, 79, 80 and 85, as amended by an act approved May 26, 1903, of chapter 8 of the Code of Virginia, approved December 8, 1903, in reference to the registration of voters (Code 1904, 73).

No. 213. House bill to amend and re-enact section 78 of the Code of Virginia of 1887, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 19, 1906, entitled an act to amend and re-enact section 78 of the Code of Virginia of

1887, as amended and re-enacted by an act of the General Assembly of Virginia, approved December 8, 1903, entitled an act to repeal sections 63 and 66 and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75, 79, 80 and 85, as amended by an act approved May 26, 1903, of chapter 8 of the Code of Virginia, in relation to duties of registrars; their pay.

No. 214. House bill to amend and re-enact section 113 of the Code of Virginia, as amended by an act approved January 11, 1904.

No. 215. House bill to repeal an act approved February 19, 1896, entitled an act to constitute capitation tax a lien upon real estate owned by the person at the time such capitation tax is assessed, as amended by an act approved December 3, 1903.

No. 216. House bill to amend and re-enact section 2 of the act of the General Assembly, approved March 24, 1903, entitled an act to promote pure elections, primaries and conventions, and to prevent corrupt practices or bribery in same; to limit the expense of candidates, to prescribe the duties of candidates, and providing penalties and remedies for violations of this act, and declaring void, under certain conditions, elections in which the provisions of this act, or any of them, have been violated; and to amend and re-enact section 9 of the said act, as the same was amended and re-enacted by an act of the General Assembly, which is chapter 315 of the Acts of Assembly, session 1908, which was approved March 14, 1908.

No. 217. House bill to amend and re-enact section 3853 of the Code of Virginia, giving or receiving bribe for vote, how punished.

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, and to declare the effect of the result of such election, having been considered by the committee in session, was reported from the Committee on Privileges and Elections with a recommendation that it do not pass.

No. 219. House bill to provide for ascertaining the amount of delinquent taxes chargeable against each piece or tract of land in this State since January 1, 1900, requiring proper registration of the same and the registration of delinquent taxes since that date, and providing for proper collection of same, having been considered by the committee in session, was reported from the Committee on Finance.

The following House bills having been considered by the committee in session, were reported from the Committee on General Laws:

No. 220. House bill regulating the sale of seed cotton and peanuts, prohibiting the sale thereof at night.

No. 221. House bill to amend and re-enact section 921 of the Code of Virginia, 1904, so as to provide that the minimum length of

the meridian lines provided in section 920 of the Code of Virginia, 1904, shall be 450 feet instead of 300 yards.

No. 222. House bill to prohibit persons while under the influence of ardent spirits to operate or drive an automobile.

No. 223. House bill to amend and re-enact an act approved March 1, 1906, entitled an act for the protection of fish in Nottoway river, in Southampton, Sussex, Dinwiddie, Brunswick and Greensville counties, Virginia.

No. 224. House bill to amend and re-enact an act to further preserve and protect the game in the county of Patrick, approved March 15, 1910.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice.

No. 225. House bill to provide for the collection of fines and commitment of a convicted person to jail unless the fine imposed upon such person is paid.

No. 226. House bill to amend and re-enact an act entitled An act imposing upon railroad corporations liability for injury to their employees in certain cases, approved March 27, 1902.

No. 227. House bill to amend and re-enact section 2414 of the Code of Virginia.

No. 228. House bill to prevent the hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decisions on technical points without regard to the merits, and to simplify procedure in that court in regard to bills of exceptions.

No. 229. House bill to amend and re-enact an act of the General Assembly, approved February 20, 1900, entitled an act to protect purchaser for valuable consideration without notice against liens of the Mutual Assurance Society against fire on buildings in the State of Virginia until such liens are filed in the clerk's office.

No. 230. House bill to amend and re-enact an act entitled an act to authorize the sale of real estate held as curtesy or as dower, whether the remainder be vested or contingent and whether the remaindermen be infants or adults, approved December 17, 1903, and to provide for partition in certain cases.

No. 231. House bill to make valid and effective the recordation of deeds of corporations conveying property, real or personal, heretofore or hereafter executed and heretofore or hereafter recorded in pursuance of resolutions of the boards of directors of such corporation, authorizing such execution by their presidents or secretaries, when executed by such officers signing the corporate names and affixing and attesting the corporate seals, respectively or jointly, and when such

deeds have been or may be recorded upon the certificates of acknowledgment of the presidents only.

No. 232. House bill to make valid and effective deeds of corporations conveying property, real or personal, heretofore or hereafter executed in pursuance of resolutions of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by the presidents signing the corporate names and the secretaries affixing and attesting the corporate seals, respectively, unless such resolution expressly direct that each of such acts shall be done by such officers jointly.

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 233. House bill to amend and re-enact the twelfth section of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended.

No. 234. House bill to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments.

No. 235. House bill to authorize and empower the board of supervisors of the counties of Essex and King William to sell and convey unto the Richmond and Northern Neck Railroad Company a right of way through the poor farms in the said counties.

No. 236. House bill to authorize the county of Elizabeth City to expend certain money in the sinking fund of said county for the repair of Hampton bridge.

No. 237. House bill to provide a method of distribution, by the boards of supervisors of any county among the several districts of such county, of the revenue derived by said county from taxation of railroad properties in said county.

House bill to pay W. B. Kilbourne for extra services rendered and procured by him as assessor of real estate for the county of Wise during the year 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings, but that the bill is unconstitutional.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to submit to the qualified voters of the town of Warrenton, in the county of Fauquier, at a special election to be held there-



for, when the town council so directs, the question of the establishment of a dispensary for the sale of intoxicating liquors in the town of Warrenton, and in the event of a majority of those voting at said election for said dispensary, then further to provide for the establishment and conduct of the same and to prohibit thereafter, within said town, or within one mile of its limits, the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations except as provided herein, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

THE SPEAKER laid before the House the following joint resolution:

Resolved by the Senate (the House of Delegates concurring), That an invitation be extended to the Hon. Governor Judson Harmon, of Ohio, to address the members of the General Assembly of Virginia at such time as may suit his convenience between now and March 9, 1912; which was agreed to.

Ordered that MR. GILLIAM inform the Senate that the House had agreed to the joint resolution:

THE SPEAKER laid before the House the following communication from the board of directors of the penitentiary:

RICHMOND, VA., *February 6, 1911.*

Honorable R. E. BYRD,

*Speaker House of Delegates.*

DEAR SIR:

We have just been informed that the following resolution has been introduced in the House:

"That the board of directors of the State penitentiary be required to submit to the present General Assembly, within the next three days, copies of the annual reports of the superintendent of the State prison and of the superintendent of the State farm and of the surgeon of the penitentiary, which papers were, for some reason, not published in the last annual report of the penitentiary directorate."

We take pleasure in enclosing copies of the printed report. You will note that everything as published, with the exception of the letters, accompany the report, and we herewith enclose you copies of the following letters, which accompanied the reports and which were not published:

Letter J. B. Wood, superintendent State penitentiary, dated November 1, 1911.

Letter T. J. Davis, superintendent State farm, dated September 30, 1911.

Letter J. B. Wood, convict road force, dated November 1, 1911.

Letter Dr. Chas. V. Carrington, surgeon State penitentiary, dated September 30, 1911.

Letter Dr. E. C. Bowles, surgeon State farm, dated October 1, 1911.

We desire to state further that it is not necessary for any legislation to be enacted in order to secure any records of the institution, or the attendance of any member of the board or any employee of the institution. The members of the board will take pleasure in being present, having any record or employee on call of any chairman of any committee.

In making annual report, the board gave a full and complete report of the conditions existing in all the departments to the best of its knowledge and belief. The position of the board is that what the State authorities wanted was report of the board giving conditions and showing the management of the institution during the last twelve months, and felt that the report was the report of the board; therefore, would give the facts in connection with the institution, both as to the penitentiary, State farm and road force.

The board deemed it necessary to publish the letters of the different officers of the institution transmitting their reports to the board. Some of them covered the management for a period of years, and that of the penitentiary surgeon was published in the newspapers of the State some time before it reached the board of directors. However, the originals are on file with the public documents of the penitentiary and can be seen at any time.

The board wants it thoroughly understood that they are ready to give any information that is desired at any time.

J. D. PATTON, *Chairman.*

By order of the board.

On motion of MR. MONTAGUE, 250 copies of the letter and accompanying documents were ordered to be printed.

The communication and accompanying documents were ordered printed as House Document No. 6.

Leave of absence was granted the following members:

MR. FLANAGAN, indefinite leave, on motion of MR. WISSLER.

MR. JORDAN, two days, on motion of MR. OLIVER.

MR. BAKER of Chesterfield, two days, on motion of MR. IVEY.

The following were presented and referred under Rule 37:

To the Committee for Courts of Justice:

By MR. BANKS: A bill conferring upon the councils of cities having by the last United States census a population of more than sixty thousand the power to acquire by purchase, condemnation, lease or otherwise the property in whole or part of any private or public service corporations operating a water works system, and providing for condemnation proceedings in regard thereto.

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 4052 of the Code of Virginia, in relation to writs of error; where lie; when for accused; when for State.

By MR. BELL: A bill to amend and re-enact section 4031 of the Code of Virginia.

By MR. EVANS: A bill to amend and re-enact section 3937 of the Code of Virginia, 1887, providing when a person sentenced to confinement in county jail may be compelled to work on public roads.

By MR. WATTS: A bill to require all deeds conveying real estate to show on the face thereof the color of the grantor and grantee.

To the Committee on General Laws:

By MR. RUTHERFOORD: A bill to repeal chapter 158 of the acts of the General Assembly of Virginia, which became a law on the 14th day of March, 1910, establishing a State board of accountancy.

By MR. COLEMAN of Norfolk city: A bill to prevent the making or publication of false or exaggerated statements concerning the affairs, pecuniary conditions or property of any corporation, joint stock association, co-partnership or individual, and to provide punishment therefor.

By MR. RAKES: A bill to prevent minors from carrying firearms and fixing penalty for same.

To the Committee on Schools and Colleges:

By MESSRS. WALTON and MARTIN: A bill to repeal sections 1450, 1451 and 1452 of the Code of Virginia, as heretofore amended, and to repeal sections 1455, 1456, 1457 and 1458 of the Code of Virginia, and to amend and re-enact section 1460 of the Code of Virginia, as heretofore amended, and to amend and re-enact sections 1453, 1461 and 1487 of the Code of Virginia.

To the Committee on Militia and Police:

By MR. WHITE of Rockbridge: A bill to amend and re-enact section 1573, Code of Virginia of 1904, providing for the officers of the institute to be part of the militia, and commissioned.

To the Committee on Counties, Cities and Towns:

By MR. BANKS: A bill to amend and re-enact an act approved March 13, 1908, entitled an act providing the method by which cities and towns in this Commonwealth vote upon the issuance of bonds contemplated by clause B of section 127 of the Constitution.

To the Committee on Special, Private and Local Legislation:

By MR. BANKS: A bill to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901,

March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 16, 1887, February 27, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

By MR. BANKS: A bill to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 6, 1887, February 27, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

To the Committee on Roads and Internal Navigation:

By MR. WISE: A bill to amend and re-enact sections 17, 18 and 19 of an act entitled an act for working roads in the county of Loudoun, approved February 16, 1880, as amended and re-enacted by an act approved February 2, 1894, and further amended by an act approved April 27, 1903, and by an act approved March 15, 1910.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

No. 210. House bill to amend and re-enact an act entitled An act to provide an appeal to any person denied registration, approved November 28, 1903 (Code, 83-a), so as to provide an appeal to any person whose name is stricken from the registration books.

No. 211. House bill to amend and re-enact section 86 of the Code, 1887.

No. 212. House bill to amend and re-enact section 73 of an act entitled an act to repeal sections 63 and 66, and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75, 78, 79, 80 and 85, as amended by an act approved May 26, 1903, in reference to the registration of voters (Code 1904, 73).

No. 213. House bill to amend and re-enact section 78 of the Code of Virginia of 1887, as amended and re-enacted by an act of the Gen-



eral Assembly of Virginia, approved March 19, 1906, entitled an act to amend and re-enact section 78 of the Code of Virginia of 1887, as amended and re-enacted by an act of the General Assembly of Virginia, approved December 8, 1903, entitled an act to repeal sections 63 and 66, and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75, 79, 80 and 85, as amended by an act approved May 26, 1903, of chapter 8 of the Code of Virginia, in relation to duties of registrars; their pay.

No. 214. House bill to amend and re-enact section 113 of the Code of Virginia, as amended by an act approved January 11, 1904.

No. 215. House bill to repeal an act approved February 19, 1896, entitled an act to constitute capitation tax a lien upon real estate owned by the person at the time such capitation tax is assessed, as amended by an act approved December 3, 1903.

No. 216. House bill to amend and re-enact section 2 of an act of the General Assembly, approved March 24, 1903, entitled an act to promote pure elections, primaries, and conventions, and to prevent corrupt practices or bribery in same; to limit the expense of candidates; to prescribe the duties of candidates, and providing penalties and remedies for violations of this act, and declaring void under certain conditions elections in which the provisions of this act, or any of them, have been violated, and to amend and re-enact section 9 of the said act, as the same was amended and re-enacted by an act of the General Assembly, which is chapter 315 of the Acts of Assembly, session of 1908, which was approved March 14, 1908.

No. 217. House bill to amend and re-enact section 3853 of the Code of Virginia, giving or receiving bribe for vote; how punished.

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors and to declare the effect of the result of such election.

No. 219. House bill to provide for ascertaining the amount of delinquent taxes chargeable against each piece or tract of land in this State since January 1, 1900, requiring proper registration of the same and the registration of delinquent taxes since that date, and providing for proper collection of same.

No. 220. House bill regulating the sale of seed cotton and peanuts, prohibiting the sale thereof at night.

No. 221. House bill to amend and re-enact section 921 of the Code of Virginia, 1904, so as to provide that the minimum length of true meridian lines provided in section 920 of the Code of Virginia, 1904, shall be 450 feet instead of 300 yards.

No. 222. House bill to prohibit persons while under the influence of ardent spirits to operate or drive an automobile.

No. 223. House bill to amend and re-enact an act approved March 1, 1906, entitled an act for the protection of fish in Nottoway river, in Southampton, Sussex, Dinwiddie, Brunswick and Greenville counties, Virginia.

No. 224. House bill to amend and re-enact an act to further preserve and protect the game in the county of Patrick, approved March 15, 1910.

No. 225. House bill to provide for the collection of fines and commitment of a convicted person to jail unless the fine imposed upon such person is paid.

No. 226. House bill to amend and re-enact an act entitled An act imposing upon railroad corporations liability for injury to their employees in certain cases, approved March 27, 1902.

No. 227. House bill to amend and re-enact section 2414 of the Code of Virginia.

No. 228. House bill to prevent the hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decision on technical points without regard to the merits, and to simplify procedure in that court in regard to bills of exceptions.

No. 229. House bill to amend and re-enact an act of the General Assembly, approved February 20, 1900, entitled an act to protect purchaser for valuable consideration without notice against liens of the Mutual Assurance Society against fire on buildings in the State of Virginia until such liens are filed in the clerks' office.

No. 230. House bill to amend and re-enact an act entitled an act to authorize the sale of real estate held as curtesy or as dower, whether the remainder be vested or contingent, and whether the remaindermen be infants or adults, approved December 17, 1903, and to provide for partition in certain cases.

No. 231. House bill to make valid and effective the recordation of deeds of corporations conveying property, real or personal, heretofore or hereafter executed and heretofore or hereafter recorded in pursuance of resolutions of the boards of directors of such corporation, authorizing such execution by their presidents or secretaries when executed by such officers signing the corporate names and affixing and attesting the corporate seals, respectively and jointly, and when such deeds have been or may be recorded upon the certificates of acknowledgment of the presidents only.

No. 232. House bill to make valid and effective deeds of corporations conveying property, real or personal, heretofore or hereafter executed, in pursuance of resolutions of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by the presidents signing the corporate names and the secretaries affixing and attesting the corporate seals, respec-

tively, unless such resolution expressly direct that each of such acts shall be done by such officers jointly.

No. 233. House bill to amend and re-enact the twelfth section of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended.

No. 234. House bill to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments.

No. 235. House bill to authorize and empower the boards of supervisors of the counties of Essex and King William to sell and convey unto the Richmond Northern Neck Railroad Company a right of way through the poor farms in said counties.

No. 236. House bill to authorize the county of Elizabeth City to expend certain money in the sinking fund of said county for the repair of Hampton bridge.

No. 237. House bill to provide a method of distribution by the boards of supervisors of any county among the several districts of such county of the revenue derived by said county from taxation of railroad properties in said county.

The following House bills were read at length a third time and passed:

No. 51. House bill to amend and re-enact an act entitled An act authorizing the assignment of life insurance policies, approved April 27, 1903—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Malbon, Martin, Meetze, Milstead, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Ruthersford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Webb, White, John S., Wise, Wissler—79.

NAYS—None.

No. 57. House bill to extend the time for collecting taxes, accounted for by the city and county treasurer and not returned delinquent—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Moseley, Montague, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes,

Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Webb, Willeroy, Wise, Wissler, Mr. Speaker—76.

NAYS—None.

No. 58. House bill to amend and re-enact sections 1 and 2 of an act entitled An act to amend and re-enact an act entitled an act to provide a road law for Spotsylvania county, approved February 21, 1898—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Williams, Wise, Wissler, Mr. Speaker—83.

NAYS—None.

No. 59. House bill to authorize the town of Eastville, in Northampton county, to issue bonds and to borrow money for the purpose of paying the balance due for completing the work of macadamizing the roads or streets through the town—yeas, 79; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Creamer, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—79.

NAYS—None.

No. 62. House bill to validate acknowledgments to deeds heretofore made and certified by officers having authority to take such acknowledgments in the State wherein they reside—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague,



Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—82.  
 NAYS—None.

No. 70. House bill to amend and re-enact an act entitled An act to require the licensing and adequate inspection and supervision of persons and corporations conducting maternity hospitals or lying-in asylums, and of those engaged in placing destitute children in family homes, approved March 10, 1910—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

No. 73. House bill to protect fish in the waters of Roanoke city, Roanoke county and Montgomery county—yeas, 79; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, White, Hugh A., Willeroy, Wise, Wissler—Mr. Speaker—79.

NAYS—None.

No. 74. House bill to amend and re-enact an act of the General Assembly of Virginia, approved January 30, 1900, as amended and re-enacted by an act approved March 10, 1910, in regard to prohibiting the killing of fish in Clinch river, in the county of Russell, with dynamite or other explosives and poisons, and to prescribe punishment therefor—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

**NAYS**—None.

No. 75. House bill to amend and re-enact section 38 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, with reference to fees on charters of domestic corporations, as amended by an act approved February 26, 1910—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—80.

**NAYS**—None.

No. 76. House bill to revise the pension rolls of the Commonwealth—yeas, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—82.

**NAYS**—None.

No. 81. House bill to provide that a party to any action at law or suit in equity shall not be held as waiving his rights to object and except to the ruling of the court where a demurrer to his pleading has been sustained, and he has amended, as the result of such ruling—yeas, 75; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, James M., Bell, Borden, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—75.

**NAYS**—None.

No. 87. House bill to amend and re-enact section 1 of chapter 541 of the Acts of the General Assembly, session 1897-1898, relating to the lot in the city of Richmond belonging to Henrico county, on which the courthouse of said county is situated—yeas, 79; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—79.

**NAYS**—Mr. Montague—1.

No. 89. House bill to amend and re-enact section 43 of chapter 5 of the charter of Basic City, Virginia—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, James M., Bargamin, Bell, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—80.

**NAYS**—None.

No. 93. House bill to amend and re-enact section 11 of an act

approved January 30, 1888, entitled an act to amend and re-enact an act entitled an act to incorporate the town of South Boston, in the county of Halifax—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 95. House bill to amend and re-enact an act approved February 7, 1835, providing a charter for the town of Bridgewater, as amended by an act approved March 3, 1884, and as amended by an act approved August 26, 1884, and as further amended by an act approved February 16, 1901, and all other acts heretofore passed amendatory of said charter—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 97. House bill to amend and re-enact sections 2, 3, 4, 5, 8, 9, 11, 12, 15, 16, 17, 18, 19, 20, 21, 27, 33, 42, 45, 47, 53, 54, 55, 60, 68, 69, 79, 80, 81, 82, 87, 88, 99, 101 of an act approved February 28, 1896, entitled An act to provide a new charter for the city of Roanoke—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson,



H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 98. House bill to amend and re-enact section 10 of an act entitled An act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 99. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of erecting, equipping and operating a plant for the manufacture, distribution and sale of electricity—yeas, 83; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker.—83.

NAYS—None.

No. 100. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of funding or redeeming certain outstanding bonds, known as water bonds, maturing on the 11th day of May A. D., 1916, and to extend and improve the water or sewer systems of the said town—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley,

Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 101. House bill to establish the Pulaski County Confederate Home—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler—Mr. Speaker—83.

NAYS—None.

No. 104. House bill to provide for the sale of freehold in land, and such estates in personal property as would be estates of freehold if they were estates in land, taken by deed, will or other writing, to any person, with limitation therein, by way of remainder to his "heirs" or "heirs of his body" or "issue" or other words of like import, and the investment of the proceeds of such sales for the use and benefit of the person so holding the estate, subject to such limitation—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—83.

NAYS—None.

No. 107. House bill to authorize the school board of Jerusalem magisterial district, Southampton county, Virginia, to borrow money for the purpose to pay off school indebtedness in said district, and to

issue bonds therefor not exceeding \$12,000 in amount—yeas, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—82.

**NAYS**—None.

No. 110. House bill to establish the status, as evidence, of certificates of protest of negotiable instruments—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—82.

**NAYS**—None.

No. 112. House bill to amend and re-enact section 15 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908—yeas, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—82.

**NAYS**—None.

Motions severally made to reconsider the votes by which Nos. 51, 57, 58, 59, 62, 70, 73, 74, 75, 76, 81, 87, 89, 93, 95, 97, 98, 99, 100, 101, 104, 107, 110 and 112, House bills, were passed were rejected.

No. 137. House bill to amend and re-enact section 509 of the Code of Virginia, in reference to commissioners of the revenue extending levies and taxes, compensation therefor, was, on motion of MR. LUNSFORD, taken up out of its order on the calendar.

MR. LUNSFORD moved to reconsider the vote by which the bill was ordered to be engrossed; which was agreed to.

On motion of MR. LUNSFORD, the bill was amended.

The bill, as amended, was ordered to be engrossed.

The following House bills were, on motions severally made by MESSRS. BELL and ROLSTON, dismissed:

No. 56. House bill to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910.

No. 60. House bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same.

On motion of MR. STEPHENSON of Bath, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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WEDNESDAY, FEBRUARY 7, 1912.

Prayer by Rev. J. J. Scherer, Jr., of First English Lutheran Church.

On motion of MR. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

THE SPEAKER laid before the House the reports of the several institutions of learning receiving appropriations from the State, called for in a resolution agreed to January 15, 1912.



The reports are printed as House Document No. 7.

MR. WEAVER offered the following resolution :

Be it resolved by the House (the Senate concurring), That a joint committee of five be appointed, composed of three on the part of the House, appointed by THE SPEAKER, and two on the part of the Senate, appointed by THE PRESIDENT of the Senate, who shall make inquiry into the conduct and management of all institutions in this State which are now receiving appropriations from the State, with a view of ascertaining whether or not a more economical administration of affairs in these institutions is practical.

This committee shall meet at such times and places during the recess of the General Assembly as to it may seem necessary, and shall have full power to summon and compel the attendance of witnesses and the production of such records, books and papers as may be necessary to further its inquiry; it shall likewise report to the next General Assembly what, if any, changes are deemed expedient in existing laws governing and regulating such institutions; which was referred to the Committee on Finance.

On motion of MR. JENNINGS, the chair was vacated for five minutes for the members of the House to receive Colonel Lewis E. Beitler, of Pennsylvania, field secretary of the Fiftieth Anniversary of the Battle of Gettysburg, and General C. Irvine Walker, of Charleston, South Carolina, grand commander of the United Confederate Veterans, and to hear their presentation of the proposed celebration.

The chair being resumed, the following communication was received from the Governor :

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., February 7, 1912.

*To the General Assembly of Virginia:*

The State of Pennsylvania, by act of its legislature, has extended an invitation to the Federal and Confederate veterans who fought in the War Between the States to meet upon the battlefield of Gettysburg on the 1st, 2d, 3d and 4th of July, 1913, the fiftieth anniversary of that battle, that all may rejoice that the passions of war have ceased to control the hearts and minds of the people, that an era of good feeling prevails which has brought together the soldiers of both armies and the citizens of every section and united them as American citizens in efforts to make our common country greater as the years go by, having regard not only for the material progress and wealth, but of the manhood and womanhood of our people upon which the United States must rely in the future, as they have in the past, for the performance of those duties in peace and war which makes nations great.

Pennsylvania has appropriated \$250,000 for the entertainment of those who accept its invitation, and as Virginia's monument to her soldiers who fought at Gettysburg will be ready for unveiling on the 1st day of July, 1913, and as many of the veterans residing in Virginia may not be in condition to pay the expenses of the trip, I recommend that the councils of cities and boards of supervisors of counties be authorized to bear the expenses of all Confederate veterans, and especially of those who fought at Gettysburg residing in the several cities and counties of the State, and thus enable all who

desire to do so to go back to Gettysburg and contrast the conditions and good feeling of 1913 with the fearful struggle and terrible passions of fifty years ago.

WILLIAM HODGES MANN,  
*Governor.*

MR. BELL offered the following resolution:

Resolved by the House of Delegates (the Senate concurring), That the invitation extended to the people of Virginia by the State of Pennsylvania to be present at the celebration of the fiftieth anniversary of the Battle of Gettysburg, is hereby gratefully accepted; which was agreed to.

Ordered that MR. BELL carry the resolution to the Senate and request their concurrence.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. WEBB: A bill to amend and re-enact section 3509 of the Code of Virginia.

By MR. WEBB: A bill to amend and re-enact section 3508-b of the Code of Virginia.

To the Committee on General Laws:

By MESSRS. COX, MONTAGUE, CREAMER, CURTIS and HARWOOD: A bill to require persons maintaining manufacturing establishments from which deleterious or waste material flows or is placed in any river or tributary thereof in this Commonwealth, from which any city or town obtains its water supply for domestic purposes, to establish and maintain, under rules and regulations to be prescribed by the State Board of Health, a suitable plant for the purification of such waste materials.

By MR. KEMPER: A bill to prevent the sale of adulterated or misbranded Paris greens, lead, arsenates and other insecticides and also fungicides.

By MR. COX: A bill to amend and re-enact section 2627 of the Code of Virginia.

To the Committee on Special, Private and Local Legislation:

By MR. OLIVER: A bill to amend and re-enact an act entitled an act to authorize the Washington and Leesburg Turnpike Company, a corporation incorporated under the laws of Virginia, to take possession of certain turnpikes abandoned as such and now used as county roads in the counties of Loudoun, Fairfax and Alexandria, and also to take possession of a portion of a county road in Fairfax county, and to improve said abandoned turnpikes or county roads and said portions of a county road, and to convert the same into a modern and high

class turnpike for the public convenience, whereon toll may be charged to pay for the construction, operation and maintenance of the same, approved January 31, 1910.

By MESSRS. IVEY and BAKER of Chesterfield: A bill to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth against Henry Clay Beattie, Jr.

By MR. COX: A bill to amend and re-enact section 3 of an act entitled an act to establish the law and equity court of the city of Richmond, and to define its jurisdiction and relation to the other courts of said city, approved February 12, 1894.

To the Committee for Courts of Justice:

By MR. BANKS: A bill to amend and re-enact section 13 of an act entitled an act to amend and re-enact an act to provide in cities containing seventy thousand inhabitants or more for the election of special justice of the peace to be known as the civil justice, to prescribe his jurisdiction and duties, and to fix his compensation; and to authorize the issue, by other justices of the peace in said cities, of warrants cognizable by said civil justice, approved March 5, 1908, as amended and re-enacted by an act approved February 14, 1910.

By MR. COX: A bill to amend and re-enact section 2965 of the Code of Virginia, with reference to the direction and return of an attachment, as amended by acts approved January 30, 1894, February 27, 1894, and December 10, 1903, by adding provision requiring the payment within thirty days, under the penalty of dismissal, of the proper writ tax in cases of attachment for an amount exceeding twenty dollars returned to a circuit or city court.

To the Committee on Counties, Cities and Towns:

By MR. CHALKLEY: A bill to amend and re-enact section 7 of an act entitled an act to provide for the issuing of county bonds for the permanent road or bridge improvement in the counties of the State, approved February 25, 1910, and declaring an emergency.

To the Committee on Agriculture and Mining:

By MR. WILLIAMS: A bill to prevent the spread of blight to chestnut trees in this State, and to appropriate money therefor.

To the Committee on Militia and Police:

By MR. COX: A bill to amend and re-enact an act entitled an act to regulate the Governor's staff, approved January 11, 1898.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 235. House bill to authorize and empower the boards of supervisors of the counties of Essex and King William to sell and convey unto the Richmond and Northern Neck Railroad Company a right of way through the poor farms in the said counties, was, on motion of MR. SMITH, taken up out of its order on the calendar.

The bill having been printed, was read at length a second time and ordered to be engrossed.

The hour of 12:30 o'clock P. M. having arrived,

No. 175. House bill in relation to the assessment for local taxation of the rolling stock of railroad corporations, special order, having been printed, was read at length a second time.

MR. WILLIAMS moved to amend the bill by striking out all of lines eight to twenty-four, inclusive, and all of line twenty-five down to and including the word "taxation," and inserting in lieu thereof the following:

The aggregate value of the rolling stock taxable in this State of such railroad corporations (whether such railroad be operated by steam or other motive power), as assessed for the purposes of State taxation, shall be divided and distributed among the several counties, cities, towns and school districts in this State, in or through which any part of such railroad is located or passes, to be taxed for local purposes, and in the ratio and proportion that the total assessed value of the right of way and all other real and tangible personal property (except the rolling stock) located in any such county, city, town or school district, as assessed for purposes of State taxation bears to the total assessed value of all such other real and tangible personal property (except the rolling stock) in this State of any such railroad corporation so assessed as aforesaid, for purposes of State taxation; for example: If the total assessed value of the right of way and all other real and tangible personal property (except the rolling stock) of the Southern Railway Company in the county of Albemarle is \$647,000, and the total assessed value of all other real and tangible personal property (except the rolling stock) of the said railroad company in this State is \$12,000,000, and the total assessed value of its rolling stock in this State is \$3,450,000, the apportionment of the total assessed value of such rolling stock to the county of Albemarle will be \$185,955; that is to say, it will be 5.39 per cent. of the total assessed value of such rolling stock in this State; which was agreed to.

The bill, as amended, was ordered to be engrossed.

MR. WILLIAMS moved to dispense with the further reading of the bill, as required by section 50 of the Constitution; which was agreed to—yeas, 81; nays, 10.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Bain, Bargamin, Bell, Borden, Bowman, Brewer,



Brown, Thos., Buck, Clarke, Coleman, C. R., Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Mr. Speaker—81.

NAYS—Messrs. Banks, Chalkley, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Gilliam, Montague, Watts—10.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 83; nays, 11.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Buck, Burt, Clarke, Coleman, C. R., Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Gregory, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—83.

NAYS—Messrs. Banks, Chalkley, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Gilliam, Harwood, Montague, Watts—11.

MR. WILLIAMS moved to reconsider the vote by which the bill was passed; which motion was rejected.

The following House bills were read at length a third time and passed.

No. 88. House bill to amend and re-enact an act entitled An act authorizing the board of supervisors of Henrico county to require osage orange hedges bordering on public roads of said county to be trimmed by owners of such hedges, and to impose a fine for failure to comply, which became a law December 20, 1897, by enlarging the powers of the said board of supervisors—yeas, 75; nays, 3.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Christian, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Gregory, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Webb, White, Hugh A., White, John S., Williams, Wise—75.

NAYS—Messrs. Smith, Sutphin, Walton—3.

No. 137. House bill to amend and re-enact section 509 of the Code of Virginia, in reference to commissioners of the revenue extending levies and taxes; compensation therefor—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Buck, Burt, Chalkley, Christian, Clarke, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Howerton, Ivey, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., White, John S., Williams, Wise—78.

NAYS—None.

No. 116. House bill to remove the obstruction across and in Sandy creek, between the old ford in Halifax county below the bridge across said creek at Henry's Mill, and the source of said stream in Pittsylvania county—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., Willeroy, Williams, Wise—86.

NAYS—None.

No. 117. House bill to amend and re-enact chapter 136 of an act of Assembly of 1904, approved March 12, 1904, entitled An act to provide a new charter for the town of Vinton, in the county of Roanoke, Virginia, and to repeal all acts or parts of acts inconsistent with the same—yeas, 83; nays, 1.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Gregory, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell,

Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise—83.

NAYS—Mr. Moore—1.

No. 118. House bill to amend and re-enact section 2602 of the Code of Virginia—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Howerton, Ivey, Jordan, Kent, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise—81.

NAYS—None.

No. 119. House bill to amend and re-enact section 3058 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly, approved on the 26th day of December, 1903, so as to give to courts of equity jurisdiction to move clouds from title to real estate where the complainant is not in possession or where the complainant has the equitable right to the legal title—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harvey, Harwood, Ivey, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise—81.

NAYS—None.

No. 120. House bill to amend and re-enact section 10 of chapter 8 of an act of the General Assembly of Virginia, approved January 18, 1904, entitled An act concerning public service corporations—yeas, 76; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Howerton, Ivey, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rew, Richardson, Roberts, F. B.,

Roberts, John, Robertson, Rolston, Row, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise—76.

NAYS—Mr. Meetze—1.

No. 121. House bill to provide for the indexing of deeds and other records in ledgerized general index books—yeas, 61; nays, 11.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Borden, Bowman, Brewer, Buck, Chalkley, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Ivey, Jennings, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Radford, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Wise—61.

NAYS—Messrs. Anderson, Bain, Bell, Brown, Thos., Christian, Howerton, Kemper, Land, Moseley, Peyton, Row—11.

Motions severally made to reconsider the votes by which Nos. 88, 137, 116, 117, 118, 119, 120 and 121, House bills, were passed were rejected.

On motion of Mr. Cox, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

THURSDAY, FEBRUARY 8, 1912.

Prayer by Rev. J. T. Mastin, of Methodist Episcopal Church, South.

On motion of Mr. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3. A message from the Senate, by their Clerk, was read as follows:

*In Senate, February 7, 1912.*

The Senate has passed House bill entitled an act to provide for the resubmission to the people for approval and ratification of the proposed amendments to section 119 of article 8 of the Constitution of Virginia, in relation to commissioners of the revenue in the cities, and section 120 of article 8 of the Constitution of Virginia, in relation



to treasurers in the cities, in order that there may be a separate vote of the people on each of said proposed amendments, No. 29.

They have agreed to House joint resolution accepting invitation of the State of Pennsylvania to be present at the fiftieth anniversary of the Battle of Gettysburg.

No. 178. Senate bill to amend section 3 of an act approved March 3, 1892, entitled An act making an annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed, having been considered by the committee in session, was reported from the Committee on Finance, with amendments.

No. 32. Senate bill to prohibit the use of the name, photograph or likeness of any deceased officer of the Confederate army or navy as the name, brand trademark or trade name for any intoxicating liquor or beverage, and providing penalty for violation, having been considered by the committee in session, was reported from the Committee on General Laws.

No. 238. House bill to amend and re-enact an act approved February 25, 1908, relating to the fees of notaries and justices of the peace, as heretofore amended, having been considered by the committee in session, was reported from the Committee on Asylums and Prisons.

No. 239. House bill to regulate the receiving, receipting for and delivery of property transported by express companies, and the collecting or attempting to collect more than lawful tolls and charges for transporting and delivering the same, and providing a penalty for failure to comply with this act, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

The following House bills having been considered by the committee in session, were reported from the Committee on Privileges and Elections:

No. 240. House bill to amend and re-enact section 50 of the Code of Virginia, in relation to representation of the State in the Congress of the United States.

No. 241. House bill providing for the election of the members of the State Corporation Commission by the qualified voters of the State, and providing for their terms and commissions.

No. 242. House bill to amend and re-enact section 12 of an act

approved April 2, 1902, chapter 465, entitled An act to incorporate the town of Wakefield, relating to levy of a specific tax upon male citizens over the age of twenty-one years on the hundred dollars' worth of property for all purposes.

The following House bills having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 243. House bill to provide the penalty of whipping to any person convicted of cruelty and without justification beating his wife or mother.

No. 244. House bill to invalidate assignments of wages to secure loans in certain cases, unless accepted, and restricting their effect as security.

No. 245. House bill to define who may be a deputy clerk.

No. 246. House bill to amend and re-enact section 4052 of the Code of Virginia, in relation to writs of error; where lie; when for accused; when for State.

The following House bills having been considered by the committee in session, were reported from the Committee on General Laws.

No. 247. House bill to repeal an act entitled an act for the protection of deer in the counties of Gloucester and Mathews, approved January 16, 1902.

No. 248. House bill to prevent minors from carrying firearms and fixing penalty for same.

No. 249. House bill to amend and re-enact section 1 of the act entitled an act to regulate the practice of veterinary medicine or surgery in the State of Virginia, approved February 27, 1896.

No. 250. House bill to amend and re-enact section 2627 of the Code of Virginia.

No. 251. House bill to amend and re-enact subsection 2 of section 2070-a and section 2079 of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, and as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as far as the same applies to the counties of New Kent, Charles City, James City, Surry and Prince George, and making carrying a gun under certain conditions a misdemeanor.

No. 252. House bill to amend and re-enact section 1750 of the

Code of Virginia, regulating the practice of medicine and surgery in the State of Virginia, as amended and re-enacted by acts approved March 7, 1900, April 24, 1903, December 17, 1903, and March 14, 1910, amending and re-enacting section 1750 of the Code of Virginia.

No. 253. House bill to provide for the regulation and surveying of investment companies, and providing penalties for the violation of the provisions of this act.

No. 254. House bill to amend and re-enact section 3862 of the Code of Virginia, so as to make the same apply to automobiles, motorcycles and vehicles of like kind.

No. 255. House bill to prevent the sale or giving of cigarettes, cheroots or cigars to persons under eighteen years of age, and providing punishment for violations of the same.

No. 256. House bill to amend and re-enact section 11 of chapter 111 of an act entitled an act concerning corporations, which became a law May 21, 1903.

No. 257. House bill to regulate land surveying in the State of Virginia, with a recommendation that it do not pass.

House bill to repeal chapter 440 of the Acts of Assembly of 1902-1903-1904, being an act of the General Assembly of Virginia, approved December 12, 1903, entitled an act to establish a dispensary for the sale of intoxicating liquors in Leigh magisterial district, at Meherrin, Prince Edward county, Virginia, to prohibit all persons, firms or corporations to sell, barter or exchange such liquors in said magisterial district, and to repeal all laws in conflict with this act, so far as they apply to said magisterial district, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 3 of an act entitled an act to establish the law and equity court of the city of Richmond, and to define its jurisdiction and relation to the other courts of said city, approved February 12, 1894, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee for Courts of Justice.

House bill to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth against Henry Clay Beattie, Jr., having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to amend and re-enact an act entitled an act to authorize the Washington and Leesburg Turnpike Company, a corporation incorporated under the laws of Virginia, to take possession of certain turnpikes abandoned as such and now used as county roads in the counties of Loudoun, Fairfax and Alexandria, and also to take possession of a portion of a county road in Fairfax county and to improve said abandoned turnpikes or county roads, and said portion of a county road, and to convert the same into a modern and high class turnpike for the public convenience, whereon toll may be charged to pay for the construction, operation and maintenance of the same, approved January 31, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 5, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, and February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, having been considered by the Joint Committee on Spe-



cial, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

MR. LAND offered the following resolution:

Whereas a joint resolution has been adopted by the General Assembly of Virginia, inviting Governor Harmon, of Ohio, to address the two houses; therefore, be it

Resolved by the House of Delegates (the Senate concurring), That a committee of five on the part of the House and two from the Senate be named by the presiding officers of the respective bodies to inform Governor Harmon of this invitation, learn from him the date best suited to his convenience, and arrange for his reception and entertainment; which was agreed to.

Ordered that MR. LAND carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. HARMAN, who informed the House that the Senate had agreed to the resolution, with an amendment.

THE SPEAKER laid before the House the amendment proposed by the Senate to increase the Senate committee from two to three; was agreed to.

MR. WHITE of Rockbridge offered the following resolution:

Resolved by the House of Delegates (the Senate concurring), That at this session no bill, without unanimous consent previously obtained, shall be introduced in either house after February 15, 1912, but this resolution shall not be construed to apply to any bill affecting the public finances.

MR. OLIVER moved to amend by striking out February 15, 1912, and insert in lieu thereof February 20, 1912; which was rejected.

The resolution offered by MR. WHITE of Rockbridge was agreed to.

Ordered that MR. WHITE of Rockbridge carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. SAUNDERS, who informed the House that the Senate had agreed to the resolution, with an amendment.

THE SPEAKER laid before the House the amendment proposed by the Senate to add at the end of the resolution the following words: "or any bill of a purely local nature"; which was agreed to.

MR. STEPHENSON of James City presented the following report:

*To the House of Delegates of Virginia:*

The undersigned special committee, heretofore appointed under a resolution reading as follows, namely:

Be it resolved by the House of Delegates, That a committee be appointed to ascertain the amount of premiums paid on insurance policies on the State property within the last five years, begs leave to report that it has not obtained the exact information sought, but that it has obtained, as shown by detailed statement hereto attached, the value of the capitol building and of the various institutions of the Commonwealth, exclusive of real estate, the amount of insurance carried thereon, the amount of premiums paid per annum, the terms of insurance, and the rate per annum. This statement shows that the value of the Commonwealth's property, exclusive of real estate, is \$6,376,230.12; that the amount of insurance carried thereon is \$2,749,040.68, considerably less than one-half of its fixed and estimated value, and that the annual premiums paid thereon amount to \$14,835.

While your committee does not feel authorized to make any recommendations under the terms of said resolution, yet it does believe additional insurance should be carried on the Commonwealth's property, or else an insurance fund should be established whereby in the course of a few years the Commonwealth could discontinue paying premiums and carry its own insurance. The fact that the property is owned in many places and is not contiguous lends feasibility to the latter plan.

Respectfully submitted,

H. U. STEPHENSON, *Chairman.*

PAUL BARGAMIN,

JOHN W. CHALKLEY,

*Special Committee.*

Richmond, Virginia, February 8, 1912.

## Statement Showing the Insurance on Certain Public Institutions of Virginia With the Estimated Value of the Property.

| INSTITUTION.  | Value of property, exclusive of real estate. | Amount of insurance. | Premiums paid per annum. | Terms of insurance. | Rate per annum unless otherwise stated. |
|---|--|----------------------|--------------------------|---------------------|---|
| Catawba .....                                       | \$ 70,000 00                                 | \$ 57,900 00         | \$ 367 75                | 3 years             | 00635.                                  |
| School for Deaf, Dumb and Blind .....               | 160,000 00                                   | 65,000 00            | 260 15                   | 3 & 5 years         | 0040.                                   |
| Virginia Military Institute.....                    | 501,485 00                                   | 247,000 00           | 742 50                   | 5 years             | 0030.                                   |
| Southwestern Hospital .....                         | 231,487 00                                   | 137,500 00           | 695 21                   | 3 & 5 years         | 0050.                                   |
| Virginia Polytechnic Institute..                    | 627,300 00                                   | 243,720 00           | 970 89                   | 5 years             | 0040.                                   |
| Central Hospital .....                              | 548,955 00                                   | 200,000 00           | 1,467 00                 | 3 years             | 0070.                                   |
| University .....                                    | 429,160 00                                   | 457,500 00           | 1,501 25                 | 5 years             | 0015. & 008.                            |
| Harrisonburg Normal .....                           | 108,500 00                                   | 71,500 00            | 253 04                   | .....               | 0050.                                   |
| Virginia Normal and Industrial.                     | 200,000 00                                   | 82,802 00            | 570 98                   | 3 years             | 005. & 0075.                            |
| Western Hospital .....                              | 293,483 00                                   | 225,000 00           | 1,349 95                 | 5 years             | 0075.                                   |
| Penitentiary .....                                  | 459,533 12                                   | 104,500 00           | 542 50                   | 1 & 5 years         | 005. & 01.                              |
| Fredericksburg Normal .....                         | 184,000 00                                   | 80,000 00            | 800 00                   | 1 year              | 01.                                     |
| William and Mary.....                               | 337,327 00                                   | 72,900 00            | See note                 | .....               | 005. & 015.                             |
| Epileptic Colony .....                              | 50,000 00                                    | 30,250 00            | 417 67                   | 1 & 5 years         | 007. & 150.                             |
| Farmville Normal .....                              | 175,000 00                                   | 149,200 00           | 671 40                   | 3 years             | 0075.                                   |
| Colored Deaf, Dumb and Blind..                      | 40,000 00                                    | 27,500 00            | 273 84                   | 3 years             | 01.                                     |
| Capitol, Mansion, mineral exhibit and contents..... | (estimated)<br>700,000 00                    | 230,000 00           | 345 00                   | 5 years             | 0015.                                   |
| Boller (Capitol power-house)...                     | .....  | 30,000 00            | 170 00                   | 1 year              | 004. plus                               |
| Law Library .....                                   | .....  | 8,000 00             | 160 00                   | 3 years             | 0066.                                   |
| .....   | (estimated)                                  |                      |                          |                     |   |
| Eastern Hospital .....                              | 250,000 00                                   | 178,766 68           | *1,665 90                | 3 years             | 009. plus                               |
| State Library .....                                 | .....  | 50,000 00            | 120 00                   | 5 years             | 0024.                                   |
| Total .....   | \$6,376,230 12                               | \$2,749,040 68       | †\$14,487 00             |                     |   |

NOTE.—Rate and premiums on William and Mary differ; some insurance perpetual. Premiums in 1911, \$49.50; in 1912, \$348.00.  
†Exclusive of William and Mary.  
\*Average for each of three years, \$14,835.00.

MR. THROCKMORTON presented the following report in response to resolution referred to the Committee on Roads and Internal Navigation :

*To the Joint Committee of the Senate and House of Delegates of Virginia on Roads and Internal Navigation:*

Your subcommittee appointed Monday, January 29, 1912, for the purpose of considering and reporting upon the several measures pending before the joint committee concerning the disposition to be made of the convicts confined in the State penitentiary, respectfully reports that in the consideration of the several bills before it, it has appeared that at the present time there are 611 prisoners in the penitentiary whom it would be neither proper nor practicable, but dangerous to the public welfare, to employ on the roads or on other public works, and that not more than 100 of these can be employed about the penitentiary, and not more than fifty in the manufacture or production of commodities to be used by the State; that the welfare of the prisoners themselves requires that they be kept employed, and that at the present time it is not practical to enact any law providing in detail for the employment of those prisoners who cannot with safety be worked on the roads or other public works.

Your subcommittee, therefore, presents to the joint committee, with approval, Senate bill No. 227, with certain amendments, and Senate bill No. 228, which are recommended by this subcommittee in lieu of all the bills submitted to it.

Respectfully submitted,

C. W. THROCKMORTON,  
*Chairman of Subcommittee.*

February 7, 1912.

The hour of 12:30 o'clock P. M. having arrived, THE SPEAKER laid before the House special order, as follows:

Joint resolution proposing amendments to sections 18, 20, 21, 24, 26, 29, 32, 35 and 38 of article 11 of the Constitution of Virginia, concerning elective franchise and qualifications for office, and providing for publishing said amendments and certifying the same to the next General Assembly.

Resolved by the House of Delegates (a majority of the members elected to each house agreeing thereto), That the following amendments to the Constitution of Virginia be, and the same are hereby, proposed and referred to the General Assembly at its first regular session held after the next general election of members of the House of Delegates, for the concurrence of a majority of all of the members



elected to each house thereof, in conformity with the provisions of section 196 of article 15 of said Constitution, namely:

Strike out from the Constitution of Virginia sections 18, 20, 21, 24, 26, 29, 32, 35 and 38, respectively, article 2, which are in the following words:

18. Every male citizen of the United States twenty-one years of age, who has been a resident of the State two years, of the county, city or town one year, and of the precinct in which he offers to vote thirty days next preceding the election in which he offers to vote, has been registered, and has paid his State poll taxes, as hereinafter required, shall be entitled to vote for members of the General Assembly, and all officers elective by the people; but removal from one precinct to another, in the same county, city or town shall not deprive any person of his right to vote in the precinct from which he has moved until the expiration of thirty days after such removal.

20. After the first day of January, 1904, every male citizen of the United States, having the qualifications of age and residence required in section 18, shall be entitled to register, provided,

First. That he has personally paid to the proper officer all State poll taxes assessed or assessable against him, under this or the former Constitution, for the three years next preceding that in which he offers to register; or, if he come of age at such time that no poll tax shall have been assessable against him for the year preceding the year in which he offers to register, has paid one dollar and fifty cents in satisfaction of the first year's poll tax assessable against him; and

Second. That, unless physically unable, he make application to register in his own handwriting, without aid, suggestion or memorandum, in the presence of the registration officers, stating therein his name, age, date and place of birth, residence and occupation at the time and for the two years next preceding, and whether he has previously voted; and, if so, the State, county and precinct in which he voted last; and

Third. That he answer on oath any and all questions affecting his qualifications as an elector submitted to him by the officers of registration, which questions and his answers thereto, shall be reduced to writing, certified by the said officers, and preserved as a part of their official records.

21. Any person registered under either of the last two sections shall have the right to vote for members of the General Assembly and all officers elective by the people, subject to the following conditions:

That he, unless exempted by section 22, shall, as a prerequisite to the right to vote after the first day of January, 1904, personally pay, at least six months prior to the election, all State poll taxes assessed or assessable against him under the Constitution during the three years

next preceding that in which he offers to vote; provided, that if he registers after the first day of January, 1904, he shall, unless physically unable, prepare and deposit his ballot without aid, on such printed form as the law may prescribe; but any voter registered prior to that date may be aided in the preparation of his ballot by such officer of election as he himself may designate.

24. No officer, soldier, seaman or marine of the United States army or navy shall be deemed to have gained a residence as to the right of suffrage in the State, or in any county, city or town thereof, by reason of being stationed therein; nor shall an inmate of any charitable institution or a student in any institution of learning be regarded as having either gained or lost a residence, as to the right of suffrage, by reason of his location or sojourn in such institution.

26. Any person who, in respect to age or residence, would be qualified to vote at the next election shall be admitted to registration, notwithstanding that at the time thereof he is not so qualified, and shall be entitled to vote at said election if then qualified under the provisions of this Constitution.

29. No voter, during the time of holding any election at which he is entitled to vote, shall be compelled to perform military service, except in time of war or public danger; to attend any court as suitor, juror or witness; and no voter shall be subject to arrest under any civil process during his attendance at election or in going to or returning therefrom.

32. Every person qualified to vote shall be eligible to any office of the State, or of any county, city, town or other subdivision of the State wherein he resides, except as otherwise provided in this Constitution, and except that this provision as to residence shall not apply to any office elective by the people where the law provides otherwise. Men and women eighteen years of age shall be eligible to the office of notary public, and qualified to execute the bond required of them in that capacity.

35. No person shall vote at any legalized primary election for the nomination of any candidate for office unless he is at the time registered and qualified to vote at the next succeeding election.

38. After the first day of January, 1904, the treasurer of each county and city shall, at least five months before each regular election, file with the clerk of the circuit court of his county, or of the corporation court of his city, a list of all persons in his county or city who have paid, not later than six months prior to such election, the State poll taxes required by this Constitution during the three years next preceding that in which such election is held, which list shall be arranged alphabetically, by magisterial districts or wards, shall state the white and colored persons separately, and shall be verified by the

oath of the treasurer. The clerk, within ten days from the receipt of the list, shall make and certify a sufficient number of copies thereof, and shall deliver one copy for each voting place in his county or city to the sheriff of the county or sergeant of the city, whose duty it shall be to post one copy, without delay, at each of the voting places, and, within ten days from the receipt thereof, to make return on oath to the clerk as to the places where and dates at which said copies were, respectively, posted, which return the clerk shall record in a book kept in his office for the purpose, and he shall keep in his office for public inspection, for at least sixty days after receiving the list, not less than ten certified copies thereof, and also cause the list to be published in such other manner as may be prescribed by law; the original list returned by the treasurer shall be filed and preserved by the clerk among the public records of his office for at least five years after receiving the same. Within thirty days after the list has been so posted any person who shall have paid his capitation tax, but whose name is omitted from the certified list, may, after five days' written notice to the treasurer, apply to the circuit court of his county, or corporation court of his city, or to the judge thereof in vacation, to have the same corrected and his name entered thereon, which application the court or judge shall promptly hear and decide.

The clerk shall deliver, or cause to be delivered, with the poll books, at a reasonable time before every election, to one of the judges of election of each precinct of his county or city, a like certified copy of the list, which shall be conclusive evidence of the facts therein stated for the purpose of voting. The clerk shall also, within sixty days after the filing of the list by the treasurer, forward a certified copy thereof, with such corrections as may have been made by order of the court or judge, to the Auditor of Public Accounts, who shall charge the amount of the poll taxes stated therein to such treasurer, unless previously accounted for.

Further evidence of the prepayment of the capitation taxes required by this Constitution, as a prerequisite to the right to register and vote, may be prescribed by law.

And insert in lieu thereof the following:

18. Every male *and female* citizen of the United States twenty-one years of age, who has been a resident of the State two years, of the county, city or town one year, and of the precinct in which he *or she* offers to vote thirty days, next preceding the election in which he *or she* offers to vote, has been registered, and has paid his *or her* State poll taxes, as hereinafter required, shall be entitled to vote for members of the General Assembly and all officers elective by the people; but removal from one precinct to another, in the same county, city or town shall not deprive any person of his *or her* right to vote

in the precinct from which he *or she* has moved until the expiration of thirty days after such removal.

20. Every male *and female* citizen of the United States, having the qualifications of age and residence required in section 18, shall be entitled to register, provided,

First. That he *or she* has personally paid to the proper officer all State poll taxes assessed and assessable against him *or her*, under this or the former Constitution, for the three years next preceding that in which he *or she* offers to register; or, if he *or she* come of age at such time that no poll tax shall have been assessable against him *or her* for the year preceding the year in which he *or she* offers to register, has paid one dollar and fifty cents, in satisfaction of the first year's poll tax assessable against him *or her*; and

Second. That unless physically unable, he *or she* make application to register in his *or her* own handwriting, without aid, suggestion or memorandum, in the presence of the registration officers, stating therein his *or her* name, age, date and place of birth, residence and occupation at the time and for the two years next preceding, and whether he *or she* has previously voted; and, if so, the State, county and precinct in which he *or she* voted last; and

Third. That he *or she* answer on oath any and all questions affecting his *or her* qualifications as an elector, submitted to him *or her* by the officers of registration, which questions, and his *or her* answers thereto, shall be reduced to writing, certified by the said officers, and preserved as a part of their official records.

21. Any person registered under either of the last two sections shall have the right to vote for members of the General Assembly and all officers elective by the people, subject to the following conditions:

That he *or she*, unless exempted by section 21, shall, as a prerequisite to the right to vote after the first day of January, 1904, personally pay, at least six months prior to the election, all State poll taxes assessed or assessable against him *or her*, under this Constitution during the three years next preceding that in which he *or she* offers to vote; provided, that if he *or she* register after the first day of January, 1904, he *or she* shall, unless physically unable, prepare and deposit his *or her* ballot, without aid, on such printed form as the law may prescribe; but any *male* voter registered prior to that date may be aided in the preparation of his ballot by such officer of election as he himself may designate.

24. No officer, soldier, seaman or marine of the United States army or navy shall be deemed to have gained a residence, as to the right of suffrage in the State or in any county, city or town thereof, by reason of being stationed therein; nor shall an inmate of any charitable institution or a student in any institution of learning be re-



garded as having either gained or lost a residence, as to the right of suffrage, by reason of his *or her* location or sojourn in such institution.

26. Any person who, in respect to age or residence, would be qualified to vote at the next election, shall be admitted to registration, notwithstanding that at the time thereof he *or she* is not so qualified, and shall be entitled to vote at said election if then qualified under the provisions of this Constitution.

29. No voter, during the time of holding any election at which *such voter* is entitled to vote, shall be compelled to perform military service, except in time of war or public danger; to attend any court as suitor, juror or witness; and no voter shall be subject to arrest under any civil process during attendance at election or in going to or returning therefrom.

32. Every person qualified to vote shall be eligible to any office of the State, or of any county, city, town or other subdivision of the State wherein *such voter* resides, except that this provision as to residence shall not apply to any office elective by the people where the law provides otherwise. Men and women eighteen years of age shall be eligible to the office of notary public and qualified to execute the bonds required of them in that capacity.

35. No person shall vote at any legalized primary election for the nomination of any candidate for office unless he *or she* is at the time registered and qualified to vote at the next succeeding election.

38. After the first day of January, 1904, the treasurer of each county and city shall, at least five months before each regular election, file with the clerk of the circuit court of his county, or of the corporation court of his city, a list of all persons in his county or city, who have paid, not later than six months prior to such election, the State poll taxes required by the Constitution during the three years next preceding that in which such election is held; which list shall be arranged alphabetically, by magisterial districts or wards; shall state the white and colored persons separately, and shall be verified by the oath of the treasurer. The clerk, within ten days from the receipt of the list, shall make and certify a sufficient number of copies thereof, and shall deliver one copy for each voting place in his county or city, to the sheriff of the county or sergeant of the city, whose duty it shall be to post one copy, without delay, at each of the voting places, and, within ten days from the receipt thereof, to make return on oath to the clerk as to the places where and dates at which said copies were, respectively, posted; which return the clerk shall record in a book kept in his office for the purpose; and he shall keep in his office for public inspection, for at least sixty days after receiving the list, not less than ten certified copies thereof, and also cause the list to be pub-

lished in such other manner as may be prescribed by law; the original list returned by the treasurer shall be filed and preserved by the clerk among the public records of his office for at least five years after receiving the same. Within thirty days after the list has been posted any person who shall have paid his *or her* capitation tax, but whose name is omitted from the certified list, may, after five days' written notice to the treasurer, apply to the circuit court of his *or her* county, or corporation court of his *or her* city, or to the judge thereof in vacation, to have the same corrected and his *or her* name endorsed thereon, which application the court or judge thereof shall promptly hear and decide.

The clerk shall deliver, or cause to be delivered, with the poll books, at a reasonable time before every election, to one of the judges of election of each precinct of his county or city, a like certified copy of the list, which shall be conclusive evidence of the fact therein stated for the purpose of voting. The clerk shall also, within sixty days after the filing of the list by the treasurer, forward a certified copy thereof, with such corrections as may have been made by order of the court or judge to the Auditor of Public Accounts, who shall charge the amount of the poll taxes stated therein to such treasurer, unless previously accounted for.

Further evidence of the prepayment of the capitation taxes required by this Constitution, as a prerequisite to the right to register and vote, may be prescribed by law.

2. Resolved, That the Clerk of the House of Delegates, or if a vacancy happen in said office, the presiding officer of either house of the General Assembly be, and they are hereby, authorized and required to cause these proposed amendments and these resolutions to be published in one newspaper published in each of the cities of the Commonwealth of the first class once a week for three consecutive months previous to the time of electing the members of the General Assembly at the next general election of members of the House of Delegates.

3. Resolved, That the Clerk of the House of Delegates be required to transmit to the General Assembly at its first regular session held after the next general election of members of the House of Delegates, a certified copy of the proposed amendments to the Constitution and these resolutions, together with the certificates of publication by the publishers of the newspapers in which the proposed amendments and these resolutions shall have been published.

4. Resolved, That these resolutions containing such proposed amendments to the Constitution as above set forth be entered on the journals of the Senate and House of Delegates, with the yeas and nays taken thereon.

MR. BELL moved to amend the resolution, as follows:

At the end of section 38 add the following: Provided, however, that this amendment to the Constitution of Virginia shall confer the right on females to vote only in elections held for the purpose of the taxation of property which the said females own in their own right, and further this amendment shall also confer the right on females to vote in all elections concerning school matters; which was rejected.

The question being on agreeing to the resolution was put and decided in the negative—yeas, 12; nays, 85.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Burt, Chalkley, Christian, Coleman, Daniel, Creamer, Evans, Montague, Radford, Robertson, Walton, Watts, Mr. Speaker—12.

NAYS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Clarke, Coleman, C. R., Cox, Curtis, Daniel, Earman, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—85.

MR. OLIVER moved to reconsider the vote by which the resolution was rejected; which motion was rejected.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. CREAMER: A bill to require the Auditor of Public Accounts to call for statements of county, town and city treasurers concerning all financial affairs in said offices, and to provide penalties for the failure to comply with the provisions of this act.

To the Committee on Agriculture and Mining:

By MR. STRATTON: A bill to amend and re-enact an act of the General Assembly of Virginia, approved March 17, 1910, entitled an act to constitute a united agricultural board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture, and the State Board of Education, in co-operation with the United States Department of Agriculture, for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate funds for experimental and demonstration work in their respective counties.

To the Joint Committee on Special, Private and Local Legislation:

By MR. BORDEN: A bill to amend and re-enact section 2, chapter 230, of an act entitled an act to provide for the establishing, altering and building the public roads and bridges in the county of Shenandoah, and for working and keeping the same in repair.

By MESSRS. OLD and PEEK: A bill to provide for the working of roads in Norfolk county.

By MR. BANKS: A bill to amend and re-enact section 38 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 6, 1887, February 22, 1900, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

By MR. KEMPER: A bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for the working the roads, repairing bridges and opening new roads in the county of Augusta and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, March 2, 1898, and February 9, 1910.

By MR. LOVE: A bill to amend an act approved March 4, 1906, entitled an act providing for the working, opening and keeping in repair the roads in the county of Lunenburg, and for the building and keeping in repair the bridges in said county, by adding a new section (14-a) thereto, providing for submitting to the qualified voters of the several magisterial districts in Lunenburg county the question as to the issuance of bonds by such magisterial districts for the construction and repair of the public roads in said magisterial districts.

To the Committee for Courts of Justice:

By MR. ROW: A bill to validate deeds the certificate of recordation of which have not been signed by the clerk and cannot now be signed.



To the Committee on General Laws:

By MR. ROLSTON: A bill to amend and re-enact an act of the General Assembly of Virginia, entitled an act to punish the destruction in whole or in part of certain property by use of dynamite, nitroglycerine or other explosive substances, approved February 7, 1890.

By MR. OLIVER: A bill to prevent deception in the sale of ice cream and to establish standards for the same, defining condensed milk and providing for its sale.

To the Committee on Roads and Internal Navigation:

By MR. ADAMS: A bill to amend sections 24 and 25 of an act entitled An act to provide the establishment, proper construction and permanent improvement of the public roads and landings, for building and keeping in good order and repair of all public roads, bridges, causeways and wharves in the several counties of this State, and to repeal chapter 43 of the Code of Virginia, approved March 12, 1904.

By MESSRS. KEMPER and TEMPLETON: A bill to amend and re-enact section 10, concerning corporations, approved January 18, 1904, as amended and re-enacted by an act approved March 16, 1910, providing for the continuance of annual tolls on turnpikes.

By MR. THROCKMORTON: A bill to amend and re-enact an act approved February 27, 1906, entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads, instead of confinement in the penitentiary, for the commission of felony, as amended and re-enacted by an act approved February 8, 1908, entitled an act to amend and re-enact an act entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads, instead of confinement in the penitentiary, for the commission of felony, approved February 27, 1906.

By MR. THROCKMORTON: A bill to amend and re-enact section 1 of an act of the General Assembly of Virginia, approved March 6, 1906, entitled an act to create the State convict road force, to authorize the working of certain prisoners on the public roads of this State, providing for guarding, transportation, lodging, feeding, clothing and medical attention of the State convict road force; providing for an increase of the penitentiary guard not to exceed forty-five men; providing how a county may have the benefit of the labor of the State convict road force, and appropriating money from the public treasury to carry the provisions of this act into effect.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 178. Senate bill to amend section 3 of an act approved March 3, 1892, entitled An act making an annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed.

No. 32. Senate bill to prohibit the use of the name, photograph or likeness of any deceased officer of the Confederate army or navy as the name, brand or trademark or trade name for any intoxicating liquor or beverage, and providing penalty for violation.

The following House bills were read at length a first time and ordered to be printed:

No. 238. House bill to amend and re-enact an act approved February 25, 1908, relating to the fees of notaries and justices of the peace, as heretofore amended.

No. 239. House bill to regulate the receiving, receipting for and delivery of property transported by express companies and the collecting or attempting to collect more than lawful tolls and charges for transporting and delivering the same, and providing a penalty for failure to comply with this act.

No. 240. House bill to amend and re-enact section 50 of the Code of Virginia, in relation to representation of the State in the Congress of the United States.

No. 241. House bill providing for the election of the members of the State Corporation Commission by the qualified voters of the State, and providing for their terms and commissions.

No. 242. House bill to amend and re-enact section 12 of an act approved April 2, 1902, chapter 465, entitled An act to incorporate the town of Wakefield, relating to levy of a specific tax upon male citizens over the age of twenty-one years on the hundred dollars' worth of property for all purposes.

No. 243. House bill to provide the penalty of whipping to any person convicted of cruelly and without justification beating his wife or mother.

No. 244. House bill to invalidate assignments of wages to secure loans in certain cases, unless accepted, and restricting their effect as security.

No. 245. House bill to define who may be a deputy clerk.

No. 246. House bill to amend and re-enact section 4052 of the Code of Virginia, in relation to writs of errors; where lie, when for accused, when for State.

No. 247. House bill to repeal an act entitled an act for the protection of deer in the counties of Gloucester and Mathews, approved January 16, 1902.

No. 248. House bill to prevent minors from carrying firearms, and fixing penalty for same.

No. 249. House bill to amend and re-enact section 1 of an act entitled an act to regulate the practice of veterinary medicine or surgery in the State of Virginia, approved February 27, 1896.

No. 250. House bill to amend and re-enact section 2627 of the Code of Virginia.

No. 251. House bill to amend and re-enact subsection 2 of section 2070-a and section 2079 of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, and as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as far as the same applies to the counties of New Kent, Charles City, James City, Surry and Prince George, and making carrying a gun under certain conditions a misdemeanor.

No. 252. House bill to amend and re-enact section 1750 of the Code of Virginia, regulating the practice of medicine and surgery in the State of Virginia, as amended and re-enacted by an act approved March 7, 1900, April 24, 1903, December 17, 1903, and March 14, 1910, amending and re-enacting section 1750 of the Code of Virginia.

No. 253. House bill to provide for the regulation and supervision of investment companies, and providing penalties for the violation of the provisions of this act.

No. 254. House bill to amend and re-enact section 3862 of the Code of Virginia, so as to make the same apply to automobiles, motorcycles and vehicles of like kind.

No. 255. House bill to prevent the sale or giving of cigarettes, cheroots or cigars to persons under eighteen years of age, and providing punishment for violation of the same.

No. 256. House bill to amend and re-enact section 11 of chapter 111 of an act entitled an act concerning corporations, which became a law May 21, 1903.

No. 257. House bill to regulate land surveying in the State of Virginia.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 156. Senate bill to provide reasonable compensation for the boards of road commissioners of the respective magisterial districts of Mecklenburg county, Virginia, out of the proceeds of the sale of bonds issued by said county for their services in directing or supervising the expenditure of the fund thus provided for permanent road or bridge improvement in their respective districts.

No. 31. Senate bill to authorize the board of supervisors of Isle of Wight county to build a bridge across Jones creek.

No. 10. House bill to amend and re-enact section 1014-a of the Code of Virginia, entitled "extension of the corporate limits of cities and towns," approved March 10, 1904, by adding a separate paragraph, numbered 3½, to said section 1014-a, authorizing the district school board of any district of any county is annexed to any city and compensation to any county for any schoolhouse or schoolhouses in said district has been allowed in the order of annexation, be authorized to use the compensation so allowed for acquiring lands for public school buildings and the erection and equipment of other school buildings in said district.

No. 47. House bill to authorize the town of Pocahontas, in Tazewell county, to sell and convey the fee in the part of a certain street.

No. 31. House bill to amend and re-enact section 4 of chapter 4 of an act entitled An act concerning corporations, which became a law on May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chapter 4 of an act concerning corporations.

No. 26. House bill to amend and re-enact an act entitled An act to authorize cities to create, improve and develop harbors within the corporate limits, or within two miles thereof, approved March 16, 1910, and to authorize the issuance of bonds therefor, and to give jurisdiction over the same.

No. 37. House bill to amend and re-enact section 2920 of the Code of Virginia, in reference to limitations of personal actions.

No. 39. House bill prohibiting the direction of verdicts; to what cause applicable.

No. 91. House bill to amend and re-enact sections 19, 19-d, 26, 28, 29, 30, concerning the procedure necessary to recover and the liability on bonds given by municipal officers for the faithful discharge of their duties, and creating an administrative board and defining their duties, and to amend and re-enact sections 31, 37, 47, 62,



63 and 64 of an act approved March 24, 1870, entitled an act providing a charter for the city of Richmond, as heretofore amended.

On motion of MR. WEAVER, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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FRIDAY, FEBRUARY 9, 1912.

Prayer by Rev. George Green, of Clifton Forge Baptist Church.

On motion of MR. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3. A message from the Senate, by their Clerk, was read as follows:

*In Senate, February 8, 1912.*

The Senate has passed House bills entitled an act to amend and re-enact section 4 of chapter 5 of an act entitled An act concerning corporations, which became a law May 21, 1903, No. 36; an act to amend and re-enact an act entitled an act to provide for instruction in agriculture, domestic arts and sciences and manual training in public high schools, approved March 16, 1910, No. 23; an act to amend and re-enact section 848 of the Code of Virginia, as heretofore amended, in relation to the compensation of supervisors, No. 45; an act to authorize the school board of Western Branch Magisterial District, No. 1, of the county of Norfolk, to borrow \$81,600 for the purpose of re-funding bonds issued by authority of acts of the General Assembly, approved February 16, 1901, March 8, 1906, February 8, 1908, March 12, 1908, and March 4, 1910, and also an additional \$20,000 for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$101,600 in amount, No. 21; an act to authorize the school board of Washington Magisterial District, No. 5, of the county of Norfolk, to borrow money for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$20,000 in amount, No. 22; and an act to amend and re-enact section 1103-b of the Code of Virginia, to enable certain mining and manufacturing corporations of other States or countries to conduct operations in this State, No. 35.

They have passed, with amendments, House bills entitled an act to amend and re-enact section 2 of chapter 336 of Acts 1908, entitled

An act to provide for submitting the question of the removal of the courthouse of any county to the qualified voters of such county, and in the event such removal is voted, to authorize the board of supervisors to acquire necessary land and erect buildings, and to empower councils of towns, when authorized by the vote of the people of such town to issue bonds, the money derived from the sale of which may be donated as an inducement for the location of the county courthouse, No. 43; and an act to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, relative to the duties and powers of the boards of supervisors of the several counties of the State, approved March 16, 1910, No. 42.

They have passed Senate bills entitled an act providing that partnership real estate shall be treated as personal property unless a different intention shall appear, No. 59; an act to authorize the county of Louisa, Virginia, to borrow temporarily not exceeding \$15,000, No. 152; an act to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended, No. 161; an act to require the board of bridge commissioners of the Falmouth bridge, in the county of Stafford, to let out the collecting of tolls and keeping of said bridge to the highest bidder, No. 162; an act to amend and re-enact section 3319 of the Code of Virginia, as amended and re-enacted by act of Assembly approved February 4, 1890, and by an act approved February 24, 1890, and by an act approved February 24, 1892, and by an act approved January 29, 1894, and by an act approved February 27, 1894, and by an act approved February 12, 1898, and by an act approved February 15, 1901, and by an act approved March 15, 1904, and by an act approved February 29, 1908, and by an act approved February 14, 1910, in relation to appointment of commissioners in chancery, No. 26; an act to amend and re-enact section 2436 of the Code of Virginia, in regard to the effect of the decree in suits for the sale of contingent estates, No. 150; and an act to amend and re-enact an act entitled An act to promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals, for securing better drainage, or providing better outlets for drainage, for building levees or embankments, and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing, and providing for the assessment and collection of the cost and expense of the same, and issuing and selling bonds therefor, and

for the care and maintenance of such improvements when constructed, approved March 17, 1910, No. 175.

In which they request the concurrence of the House of Delegates.

Nos. 42 and 43, House bills, were, on motions severally made, placed on the calendar.

Nos. 59, 26 and 159, Senate bills, were referred to the Committee for Courts of Justice.

Nos. 162 and 161, Senate bills, were referred to the Committee on Counties, Cities and Towns.

No. 162, Senate bill, was referred to the Committee on Roads and Internal Navigation.

No. 175, House bill, was referred to the Committee on General Laws.

No. 20. Senate bill to require a course of instruction to be given in civic training in all public high schools and all higher institutions of learning supported by the State, having been considered by the committee in session, were reported from the Committee on Schools and Colleges.

No. 179. Senate bill to facilitate the development of the resources of the State by providing ways of ingress and egress for mining, manufacturing and timber cutting, and to authorize proper passways, tram roads, haul roads and other means of transportation over the lands of another or others, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation, with amendments.

The following House bills, having been considered by the committee in session, were reported from the Committee on Schools and Colleges:

No. 258. House bill to authorize the county school board of the county of James City to convey what is known as the Hickory Neck Academy lot, with the buildings thereon, to the duly appointed trustees for the congregation of Hickory Neck Protestant Episcopal Church of Blissland Parish, in James City county, Virginia.

No. 259. House bill to repeal sections 1450, 1451 and 1452 of the Code of Virginia, as heretofore amended, and to repeal sections 1455, 1456, 1457 and 1458 of the Code of Virginia, and to amend and re-enact section 1460 of the Code of Virginia, as heretofore amended, and to amend and re-enact sections 1453, 1461 and 1487 of the Code of Virginia.

No. 260. House bill to repeal an act approved March 14, 1908, providing a retirement fund for public school teachers, with the recommendation that it do not pass.

No. 261. House bill to amend and re-enact an act of the General Assembly of Virginia, entitled an act to punish the destruction

in whole or in part of certain property by use of dynamite, nitro-glycerine or other explosive substances, approved February 7, 1890, having been considered by the committee in session, was reported from the Committee on General Laws.

No. 262. House bill to regulate the manufacture, storage and sale of spirits of turpentine, linseed oil, paints, etc., and substitutes and imitations thereof, fixing standards for raw and boiled linseed oil, defining the words "pure spirits of turpentine" and the word "paints," providing for labeling, providing for the enforcement of this act, and expenses thereof, and the examination of samples of turpentine, raw and boiled linseed oil and paints, having been considered by the committee in session, was reported from the Committee on Agriculture and Mining.

The following House bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 263. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to authorize the board of supervisors of the county of Carroll to let to contract the roads of said county, and to levy a tax to keep same in proper repair, as amended by an act approved February 29, 1892, and February 2, 1894, and acts amendatory thereof, respectively, January 22, 1898, March 7, 1900, March 14, 1906, as amended by an act approved March 16, 1910.

No. 264. House bill to amend section 11 of chapter 74, Acts 1908, approved February 25, 1908, entitled an act to amend and re-enact chapter 184 of the Acts of the General Assembly of Virginia, 1890, entitled an act to provide for the working and keeping in repair the public roads and bridges of Smyth county, approved February 6, 1890.

No. 265. House bill to amend sections 24 and 25 of an act entitled an act to provide the establishment, proper construction and permanent improvement of the public roads and landings, for building and keeping in good order and repair of all public roads, bridges, causeways and wharves in the several counties of this State, and to repeal chapter 43 of the Code of Virginia, approved March 12, 1904.

No. 266. House bill to amend and re-enact section 11 of chapter 4 of an act entitled an act concerning public service corporations, which was approved on the 18th day of January, 1904.

MR. BAKER offered the following resolution:

Whereas a number of representative citizens of Chesterfield county have petitioned the General Assembly of Virginia, through its representatives, to request an investigation of the office of Superintendent



of Public Instruction, as charged and set forth in a written communication addressed to the members of the General Assembly; and

Whereas the usefulness and efficiency of the public schools in other counties of the State may likewise suffer on account of these alleged violations of the school laws; now, therefore, be it

Resolved by the House of Delegates (the Senate concurring), That a committee of five members of the General Assembly be appointed, three by THE SPEAKER of the House of Delegates and two by THE PRESIDENT of the Senate, whose duty shall be to inquire and report:

1. Whether the Superintendent of Public Instruction has allowed the division superintendents in any of the counties of the State to alter or change their annual reports after they have been filed in his office as public records; and, if so, to what extent these alterations have been allowed, and the authority, if any, for allowing the same.

2. Whether or not the Superintendent of Public Instruction has neglected any of his official duties in regard to the public schools of this State; and, if so, what duties he has so neglected.

3. Whether any property rights have been jeopardized or money lost by his failure or neglect; and, if so, report the particulars of such transactions.

4. Whether the Superintendent of Public Instruction has directed the loan of any money from the Literary Fund without first ascertaining that the title to the real estate was good; and, if so, report the same.

5. Whether or not in view of the general confusion now existing in the public school laws of this State and the present conduct of the same, there should not be a reorganization of the public school system; and, if so, report a plan for such reorganization.

And for the purpose that this resolution be effectually carried out the committee is authorized and empowered to call witnesses, examine the same under oath, and require the production of books and papers. The said committee shall adopt rules for the conduct of the investigation, and shall employ necessary stenographic assistance in taking evidence. All evidence shall be reported to the General Assembly, together with the conclusions and recommendation of the committee; which was agreed to.

Ordered that MR. BAKER carry the resolution to the Senate and request their concurrence.

MR. WISSLER offered the following resolution:

Resolved, That the Superintendent of Public Buildings be directed to ascertain the cost and feasibility of placing ventilators in the ceiling of the hall of the House of Delegates and report at once; which was agreed to.

MR. THROCKMORTON offered the following resolution:

Whereas nearly fifty years have passed since the close of the great civil strife between the States; and

Whereas in ten years more the greater portion of the veterans will have passed over the river, and whatever is done for them must be done now or it will be forever too late; and

Whereas the State is now appropriating approximately \$500,000 per year for pensions for the Confederate veterans, which is all that can be taken from the State's revenues; and

Whereas it is desirable, if possible, to provide a larger sum for the few remaining years in which the Confederate veteran will survive, for the purpose of increasing the pensions of these worthy heroes; and

Whereas it has been thought desirable, in addition to the \$500,000 now appropriated, to provide another additional \$500,000 to be raised by bond issue for the next ten years, at which time it is thought that the beneficiaries of the fund will be so few that the State can easily provide for them, and the regular appropriation can be continued until the bond issue herein contemplated has been fully liquidated, thus imposing no additional burden on the State treasury and at the same time giving instant and present relief to the worthy veterans, many of whom are now in want; now, therefore, be it

Resolved, That the Attorney-General be requested to inform the House whether in his opinion a temporary bond issue can be lawfully made for \$500,000 per year for ten years for the purpose named, the retirement of the same to begin in eleven years and the amount of each annual issue to be retired each succeeding year until all shall have been retired; which was agreed to.

MR. HOUSTON offered the following resolution:

Resolved by the House of Delegates (the Senate concurring), That whereas the United States Government, pursuant to the request of the State of Virginia, has established a quarantine station for the Chesapeake bay ports, with a view to protecting the State at large and especially the cities of Norfolk, Portsmouth and Newport News; and

Whereas the Commonwealth of Virginia has demonstrated its confidence in the federal government through the action of the Governor in abrogating the Newport News and Elizabêth river quarantine; and

Whereas the widespread prevalence of Asiatic cholera in southern Europe, the constant spread of the bubonic plague, and the rapid growth of commerce between Virginia ports and ports infected with these diseases, have rendered the present equipment of the United States quarantine station in Virginia inadequate; and

Whereas the opening of the Panama canal, in the judgment of the General Assembly, will result in greatly increased commerce to Hamp-

ton Roads, with a resulting necessity for a larger and more efficient quarantine and inspection service; therefore, be it

Resolved, That the Senators and Representatives of Virginia in the Congress of the United States be, and they are hereby, severally requested to use their effort towards securing from the federal government an adequate appropriation for the immediate construction of an efficient boarding and disinfecting plant for the Public Health and Marine Hospital Service in Virginia.

Be it resolved further, That the General Assembly hereby heartily endorses and requests the co-operation of the Virginia Representatives in the Congress of the United States in securing the passage of Senate bill 2117, of which the Honorable Thomas S. Martin is patron, entitled "a bill to promote the efficiency of the public health and marine hospital service."

Resolved, That the Clerk of the House of Delegates and the Clerk of the Senate be directed to forthwith certify copies of this joint resolution to each of the Senators and Representatives from Virginia in the Congress of the United States; which was agreed to.

Ordered that Mr. Houston carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by Mr. Holt, who informed the House that the Senate had agreed to the resolution.

Mr. Walton moved that 500 copies of No. 259, House bill, be printed; which was agreed to.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By Mr. Banks: A bill to repeal chapter 52 of the Acts of Assembly, session 1906, entitled an act to authorize the sale of lots purchased by the Commonwealth for delinquent taxes and not redeemed within four years or more.

By Mr. Spessard: A bill to amend and re-enact sections 6 and 7 of an act entitled an act to provide for a method for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, approved March 4, 1906, and as amended by an act approved March 3, 1898.

By Mr. Spessard: A bill to amend and re-enact section 376 of the Code of Virginia, as heretofore amended.

By Mr. Weaver: A bill to amend and re-enact an act to provide for the appointment every two years by the Governor of three commissioners for the promotion of uniformity of legislation in the United States, to define their duties, and to authorize the payment of their traveling expenses, approved March 28, 1903, and to authorize

the payment of \$200 per annum to the treasurer of the National Conference of Commissioners on Uniformity of Laws Among the States.

To the Committee on General Laws:

By MR. MONCURE: A bill for the regulation of building and loan associations; requiring financial statements to be made to the State Corporation Commission; the publication thereof, examination to be made, the fees therefor, the appointment of receivers for insolvent companies, and fixing penalties for the violation of this act.

By MESSRS. CLARKE and FITZHUGH: A bill to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, as amended and re-enacted by an act, entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved February 28, 1890, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, approved February 5, 1892, as amended by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved February 19, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved April 2, 1902, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved July 28, 1902, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved March 12, 1904, as amended and re-enacted by an act approved March 9, 1906, and to establish the entire day of every Saturday as a public holiday and a non-secular and non-business day, as regards negotiable instruments, and as a half holiday as regards the transaction of business generally, approved March 9, 1906.

To the Committee for Courts of Justice:

By MR. BANKS: A bill to amend and re-enact section 2716 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly, approved March 15, 1904, in regard to how persons turned out or kept out of possession of land may recover it, etc.

To the Committee on Insurance and Banking:

By MR. SMITH: A bill to require any fire insurance company doing business in Virginia to pay the face of a policy in case of a total loss of the building covered by the policy and amount of the damage in a partial loss of the building covered by insurance policy.

By MR. WILLIAMS: A bill to amend and re-enact sections 23 and 25 of an act entitled an act to raise revenue for the support of the



government and public free schools and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as subsequently amended.

To the Committee on Roads and Internal Navigation:

By MR. HOUSTON: A bill to amend and re-enact section 11, chapter 2, of an act entitled an act concerning corporations.

By MR. HOUSTON: A bill to amend and re-enact sections 2, 3, 3-a, 3-b, 3-c, 4, 5, 6, 7 and 19 of an act approved March 17, 1910, entitled an act to license and regulate the running of automobiles, locomobiles and other vehicles and conveyances, whose motive power is other than animal power, along and over the public highways of this State; to provide for the registration of the same; to provide uniform rules regulating the use and speed thereof, and to prescribe penalties for the violation of said rules and regulations, and for the licensing of chauffeurs, and to repeal an act entitled an act to regulate the running of automobiles, locomobiles and other vehicles and conveyances, whose motive power is other than animal, along and over the public highways of this State; to provide for the registration of the same; to provide uniform rules regulating the use and speed thereof, and to prescribe for the violation of said rules, approved March 17, 1906.

By MESSRS. ANDERSON and GREGORY: A bill to require county boards of supervisors to erect sign boards at forks of main public roads.

To the Committee on Privileges and Elections:

By MR. WILLIAMS: A bill to amend and re-enact section 160 of the Code of Virginia, as amended and re-enacted by an act approved December 10, 1903.

To the Committee on Schools and Colleges:

By MR. KENT: A bill to require the State Board of Education to ascertain and report the amount paid by patrons of public schools for adopted school books.

By MR. FITZHUGH: A bill to amend and re-enact section 1515 of the Code of Virginia, as heretofore amended.

By MESSRS. LOVE, OLIVER, BELL, BYRD, WISE, FITZHUGH, COX, PAGE and COLEMAN of Spotsylvania: A joint resolution proposing an amendment to sections 132 and 133 of the Constitution of Virginia.

To the Committee on Counties, Cities and Towns:

By MR. CHALKLEY: A bill to authorize and empower the boards

of supervisors of counties and councils of cities and towns in the State to appropriate money for advertising their resources.

By MR. COLEMAN of Norfolk: A bill providing the manner in which cities and towns of this Commonwealth may obtain leave to erect a dam in or across a water course, and prescribing the procedure to be had in connection therewith.

By MR. BANKS: A bill providing the manner in which cities and towns of this Commonwealth may obtain leave to erect a dam in or across a water course, and prescribing the procedure to be had in connection therewith.

By MR. ROW: A bill to impose a license tax on dogs for the protection of game, sheep and other stock in this State.

By MR. OLIVER: A bill to amend and re-enact sections 1 to 36, inclusive, of an act entitled an act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license thereon and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties, approved March 15, 1910, and to add additional clauses thereto.

To the Committee on Agriculture and Mining:

By MR. MOORE: A bill to amend and re-enact section 7 of an act approved March 17, 1910, entitled an act to constitute a united agricultural board to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture, and the State Board of Education, in co-operation with the United States Department of Agriculture for the betterment of agricultural, experimental and demonstration work and generally to advance the agricultural interests of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties so as to exclude from the operation thereof the county of Wythe, and to add a proviso to said section.

To the Joint Committee on Special, Private and Local Legislation:

By MR. BAIN: A bill to amend and re-enact section 6, chapter 240,

of an act approved March 12, 1908, to incorporate the town of Branchville, Southampton county, Virginia.

By MR. TATE: A bill to provide for the payment of \$80 to the Confederate Memorial Association at Pulaski, Virginia, for which the Auditor was instructed to draw his warrants upon the Treasurer of the State for the years 1906, 1907, 1908 and 1909, pursuant to act approved February 15, 1906, an act approved February 8, 1908, but which were not received by the said memorial association.

By MESSRS. BUCK and ROBERTS of Washington: A bill to amend and re-enact sections 2 and 3 of an act entitled an act for the protection of fish in Washington county, Virginia, approved March 8, 1894, as amended and re-enacted by an act approved March 14, 1910.

By MESSRS. BUCK and ROBERTS of Washington: A bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908.

By MR. LUNSFORD: A bill to repeal an act entitled an act to enable the town of Fincastle, in Botetourt, to vote on the question of liquor license and to extend the provisions of chapter 25 of the Code of Virginia, so as to apply to said town, approved January 30, 1900, being chapter 213 of Acts of Assembly, 1899-1900.

By MR. SUTPHIN: A bill to provide for the abolishment of the fee system now in operation at Mt. Vernon, the home and tomb of Washington.

By MR. EVANS: A bill to exempt the county of Caroline from the operation of an act imposing a license tax on dogs, entitled an act to protect sheep and other stock of the counties of this State, approved March 29, 1902.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 20. Senate bill to require a course of instruction to be given in civic training in all public high schools and all higher institutions of learning supported by the State.

No. 179. Senate bill to facilitate development of the resources of the State by providing ways of ingress and egress for mining, manufacturing and timber cutting, and to authorize proper passways, tram roads, haul roads and other means of transportation over the lands of another and others.

The following House bills were read at length a first time and ordered to be printed:

No. 258. House bill to authorize the county school board of the county of James City to convey what is known as the Hickory Neck

Academy lot, with the buildings thereon, to the duly appointed trustees for the congregation of Hickory Neck Protestant Episcopal Church of Blissland Parish, in James City county, Virginia.

No. 259. House bill to repeal sections 1450, 1451 and 1452 of the Code of Virginia, as heretofore amended, and to repeal sections 1455, 1456, 1457 and 1458 of the Code of Virginia, and to amend and re-enact section 1460 of the Code of Virginia, as heretofore amended; and to amend and re-enact sections 1453, 1461 and 1487 of the Code of Virginia.

No. 260. House bill to repeal an act approved March 14, 1908, providing a retirement fund for public school teachers.

No. 261. House bill to amend and re-enact an act of the General Assembly of Virginia, entitled an act to punish the destruction in whole or in part of certain property by use of dynamite, nitroglycerine or other explosive substances, approved February 7, 1890.

No. 262. House bill to regulate the manufacture, storage and sale of spirits of turpentine, linseed oil, paints, etc., and substitutes and imitations thereof, fixing standards for raw and boiled linseed oil, defining the words "pure spirits of turpentine" and the word "paints"; providing for labeling; providing for the enforcement of this act and expenses thereof, and the examination of samples of turpentine, raw and boiled linseed oil and paints.

No. 263. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to authorize the board of supervisors of the county of Carroll to let to contract the roads of said county, and to levy a tax to keep same in proper repair, as amended by an act approved February 29, 1892, and February 2, 1894, and acts amendatory thereof, respectively, January 22, 1898, March 7, 1900, March 11, 1906, as amended by an act approved March 16, 1910.

No. 264. House bill to amend section 11 of chapter 74, Acts 1908, approved February 25, 1908, entitled an act to amend and re-enact chapter 184 of the Acts of the General Assembly of Virginia, 1890, entitled an act to provide for the working of and keeping in repair the public roads and bridges of Smyth county, approved February 6, 1890.

No. 265. House bill to amend sections 24 and 25 of an act entitled an act to provide the establishment, proper construction and permanent improvement of the public roads and landings, for building and keeping in good order and repair of all public roads, bridges, causeways and wharves in the several counties of this State, and to repeal chapter 43 of the Code of Virginia, approved March 12, 1904.

No. 266. House bill to amend and re-enact section 11 of chapter



4 of an act entitled an act concerning public service corporations, which was approved on the 18th day of January, 1904.

No. 235. House bill to authorize and empower the boards of supervisors of the counties of Essex and King William to sell and convey unto the Richmond and Northern Neck Railroad Company a right of way through the poor farms in the said counties, was, on motion of MR. SMITH, taken up out of its order on the calendar.

MR. SMITH moved to reconsider the vote by which the bill was ordered to be engrossed; which was agreed to.

MR. SMITH moved to amend the bill by striking out "Richmond and Northern Neck Railroad Company" and insert in lieu thereof "Washington and Chesapeake Bay Railway Company"; which was agreed to.

MR. SMITH moved to amend the title of the bill by striking out "Richmond and Northern Neck Railroad Company" and inserting in lieu thereof "Washington and Chesapeake Bay Railway Company"; which was agreed to.

The bill, as amended, was ordered to be engrossed.

MR. JORDAN moved to take up out of its order on the calendar

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, and to declare the effect of the result of such election; which was rejected—yeas, 56; nays, 37.

On motion of MR. JORDAN, the vote was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Buck, Christian, Clarke, Coleman, C. R., Earman, Evans, Ewing, Gregory, Harvey, Ivey, Jennings, Jordan, Kent, Kinsey, Love, Lunsford, Martin, Meetze, Moore, Moseley, Mustard, Norris, Page, Radford, Rew, Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Throckmorton, Walton, Weaver, Willeroy, Williams, Wissler, Mr. Speaker—56.

NAYS—Messrs. Baker, James M., Baker, W. W., Banks, Browning, Burt, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Fitzhugh, Gilliam, Grant, Harwood, Houston, Kemper, Land, Massie, Milstead, Moncure, Montague, Oliver, Parker, Peek, Peyton, Richardson, Roberts, F. B., Sutphin, Templeton, Terrell, Tiffany, Utz, Watts, Webb, White, Hugh A., White, John S., Wise—37.

No. 42. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, relative to the duties and powers of the boards of supervisors of the several counties of the State, approved March 16, 1910, came up.

The amendment proposed by the Senate was agreed to—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Brown, Thomas, Browning, Buck, Burt, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Massey, Meetze, Milstead, Montague, Moore, Moseley, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

MR. WILLIAMS moved to reconsider the vote by which the amendment was agreed to; which was rejected.

The following House bills were read at length a third time and passed:

No. 122. House bill to prescribe in what cases a justice of the peace shall not have jurisdiction in a suit or warrant—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, Thomas, Brown, W. N., Burt, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Martin, Massey, Meetze, Milstead, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 124. House bill to provide for the recordation of the names of the heirs of a person dying intestate—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Lunsford, Martin, Massey, Meetze, Milstead, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—83.

NAYS—None.

No. 127. House bill to appropriate the sum of \$3,500 out of

any money in the treasury not otherwise appropriated for the payment of the deficiency in the installation of the timber and mineral exhibit of Virginia—yeas, 74; nays, 6.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Ivey, Kent, Land, Lunsford, Martin, Massey, Meetze, Milstead, Montague, Moore, Moseley, Norris, Oliver, Parker, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—74.

NAYS—Messrs. Earman, Mustard, Sutphin, Taylor, Webb, Wissler—6.

Motions severally made to reconsider the votes by which Nos. 122, 124 and 127, House bills, were passed were rejected.

No. 128. House bill to pay D. D. Talley and W. A. Crenshaw for extra services rendered by them as assistant assessors of real estate for the city of Richmond during the year 1910, was read at length a third time and passed—yeas, 56; nays, 11.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Bain, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Chalkley, Christian, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Gregory, Harwood, Ivey, Kent, Kinsey, Land, Lunsford, Martin, Massey, Meetze, Milstead, Montague, Moore, Moseley, Rakes, Rew, Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, White, John S., Mr. Speaker—56.

NAYS—Messrs. Coleman, C. R., Grant, Mustard, Oliver, Richardson, Spessard, Stephenson, John W., Taylor, Webb, Wise, Wissler—11.

MR. CURTIS moved to reconsider the vote by which the bill was passed.

MR. GILLIAM moved to pass by the motion to reconsider; which was agreed to.

On motion of Mr. Cox, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

SATURDAY, FEBRUARY 10, 1912.

Prayer by MR. BUCK, member from Washington county.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 9, 1912.*

The Senate has passed House bill entitled an act to require clerks of the Supreme Court of Appeals, at its various places of session, to mail to the law librarian of the University of Virginia copies of all printed briefs and records filed in said court, No. 38.

They have passed, with amendments, House bill entitled an act to amend and re-enact an act approved February 26, 1910, entitled an act to amend and re-enact section 525 of the Code of Virginia, as heretofore amended, No. 8.

They have rejected House bill entitled an act to amend and re-enact section 3652 of the Code of Virginia of 1887, No. 41.

They have passed Senate bills entitled an act to prohibit any person or persons without authority from hypnotizing or mesmerizing or attempting to hypnotize or mesmerize any person or persons, and to prohibit any person or persons from consenting to be hypnotized or mesmerized, or attempting to be hypnotized or mesmerized, No. 41.

In which they request the concurrence of the House of Delegates.

No. 8, House bill, was, on motion of MR. BUCK, placed on the calendar.

No. 41, Senate bill, was referred to the Committee on General Laws.

The following House bills, having been considered by the committee in session, were reported from the Committee on Asylums and Prisons:

No. 267. House bill to provide for the commitment to the general board of directors of reform schools of Virginia of minors under the age of eighteen years convicted of crime, their custody and maintenance when so committed, the expense of such custody, and their discharge therefrom.

No. 268. House bill to establish the general board of directors of reform schools of Virginia, and to define its duties and powers.

No. 269. House bill to amend and re-enact section 1698 of the Code of Virginia.

The following House bills having been considered by the commit-



tee in session, were reported from the Committee on Roads and Internal Navigation:

No. 270. House bill to require every railroad or trolley line in this State which uses any public road or turnpike, or any part of the same, for the use of its track or tracks, upon the order of the State Corporation Commission to grade the public road or turnpike along the side of its track or tracks to the width of at least twenty feet, under the supervision of the State Highway Commissioner, and also to provide suitable exits to landowners along the road who have been interfered with by the placing of said track or tracks on said public road or turnpike.

No. 271. House bill to amend and re-enact sections 17, 18 and 19 of an act entitled an act for working roads in the county of Loudoun, approved February 16, 1880, as amended and re-enacted by an act approved February 2, 1894, and further amended by an act approved April 27, 1903, and an act approved March 15, 1910.

No. 272. House bill to amend and re-enact an act approved February 27, 1906, entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads, instead of confinement in the penitentiary, for the commission of felony, as amended and re-enacted by an act approved February 8, 1908, entitled an act to amend and re-enact an act entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads, instead of confinement in the penitentiary, for the commission of felony, approved February 27, 1906.

No. 273. House bill to amend and re-enact section 1 of an act of the General Assembly of Virginia, approved March 6, 1906, entitled an act to create the State convict road force, to authorize the working of certain prisoners on the public roads of this State, providing for guarding, transportation, lodging, feeding, clothing and medical attention of the State convict road force; providing for an increase of the penitentiary guard not to exceed forty-five men; providing how a county may have the benefit of the labor of the State convict road force, and appropriating money from the public treasury to carry the provisions of this act into effect.

No. 274. House bill to require the State Board of Education to ascertain and report the amount paid by patrons of public schools for adopted school books, having been considered by the committee in session, was reported from the Committee on Schools and Colleges.

The following House bills, having been considered by the committee in session, were reported from the Committee on Agriculture and Mining:

No. 275. House bill to amend and re-enact an act entitled an act to regulate the sale of agricultural seeds, to provide a standard of

purity of such seeds, to prescribe penalties for the violation of this act, and vesting the execution and enforcement of this act in the Commissioner of Agriculture, approved March 16, 1910.

No. 276. House bill to amend and re-enact sections 5 and 12 of an act entitled an act to protect and advance agriculture by regulating the sale and purity of commercial fertilizers, and the guarantee and condition upon which they are to be sold, and fixing penalties incurred for violation of same, as heretofore amended.

No. 277. House bill providing for the inspection of dairies and dairy premises of the Commonwealth of Virginia, and for the appointment of inspectors thereof, together with provisions for a board of appeal to review the orders and rulings of inspectors and boards of health, and providing penalties, with a recommendation that it do not pass.

No. 278. House bill to prevent the spread of blight to chestnut trees in this State, and to appropriate money therefor.

The following House bills, having been considered by the committee in session, were reported from the Committee on Militia and Police:

No. 279. House bill to amend certain sections of, and to add certain new sections to, chapter 21, Code of Virginia, being sections 300 to 382, inclusive, providing for the public defense.

No. 280. House bill to amend and re-enact an act approved January 29, 1910, entitled an act to amend and re-enact an act entitled an act to regulate the Governor's staff, approved January 11, 1898.

No. 281. House bill to amend and re-enact section 1573, Code of Virginia of 1904, providing for the officers of the institute to be part of the militia and commissioned.

No. 282. House bill in relation to the fixing of the principal office in Virginia of corporations created by an act of the General Assembly of Virginia, and by an order of a court of competent jurisdiction, prior to the date when the present Constitution of Virginia became effective, where such legislative or court charter fails to fix and specify the location or the principal office of such corporation in Virginia, having been considered by the committee in session, was reported from the Committee for Courts of Justice.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 283. House bill to appropriate \$1,000 for the purchase of the painting called "Last of the Wooden Navy."

No. 284. House bill to provide for the removal of the remains of General Henry Lee from the State of Georgia and reinter the same at some appropriate place in Virginia, and to appropriate funds for the purpose.

No. 285. House bill to pay John A. Bailey \$75, being the amount of judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia.

No. 286. House bill to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, property tax and to furnish certain reports to the State Corporation Commission, approved February 26, 1910.

No. 287. House bill to amend and re-enact sections 6 and 7 of an act entitled an act to provide a method for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, approved March 4, 1896, and as amended by an act approved March 3, 1898.

No. 288. House bill to amend and re-enact section 614 of the Code of Virginia, as amended by an act approved March 10, 1910, entitled an act to amend and re-enact section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, as to compensation of county treasurers.

No. 289. House bill to amend and re-enact section 613 of the Code of Virginia, as amended by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, approved March 15, 1904.

No. 290. House bill for the purchase or lease of limestone and limeshell quarries or mounds, and for the grinding of limestone or shell lime by the convicts of the State for agricultural and road purposes, and to provide means therefor.

House joint resolution proposing an amendment to sections 132 and 133 of the Constitution of Virginia, having been considered by the committee in session, was reported from the Committee on Schools and Colleges.

House bill to amend and re-enact section 38 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 6, 1887, February 22, 1900, March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January,

1906, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 2, chapter 230, of an act entitled an act to provide for the establishing, altering and building the public roads and bridges in the county of Shenandoah, and for the working and keeping the same in repair, approved February 8, 1898, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to repeal an act entitled an act to enable the town of Fincastle, in Botetourt county, to vote on the question of liquor license, and to extend the provisions of chapter 25 of the Code of Virginia so as to apply to said town, approved January 30, 1900, being chapter 213 of Acts of Assembly, 1889 and 1900, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to provide for the working of roads in Norfolk county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation



respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to amend an act approved March 4, 1896, entitled an act providing for the working, opening and keeping in repair the roads in the county of Lunenburg, and for the building and keeping in repair the bridges in said county, by adding a new section (14-a) thereto, providing for submitting to the qualified voters of the several magisterial districts in Lunenburg county the question as to the issuance of bonds by such magisterial district for the construction and repair of the public roads in said magisterial district, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to amend and re-enact section 6, chapter 240, of an act approved March 12, 1908, to incorporate the town of Branchville, Southampton county, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to prevent the trapping of foxes in the county of Culpeper, except during the months of November and December in any year, and requiring those who trap foxes to visit their traps every day they so trap and release any dog or dogs that may have been caught in said trap, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation

respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on General Laws.

House bill to amend and re-enact sections 2 and 3 of an act entitled an act for the protection of fish in Washington county, Virginia, approved March 8, 1894, as amended and re-enacted by an act approved March 14, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on General Laws.

House bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to provide for the abolishment of the fee system now in operation at Mount Vernon, the home and tomb of Washington, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on General Laws.

House bill to exempt the county of Caroline from the operation of an act imposing a license tax on dogs, entitled an act to protect sheep and other stock of the counties of this State, approved March 29, 1902, having been considered by the Joint Committee on Special, Private

and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to provide for the payment of \$80 to the Confederate Memorial Association of Pulaski, Virginia, for which the Auditor was instructed to draw his warrants upon the Treasurer of the State for the years 1906, 1907, 1908 and 1909, pursuant to an act approved February 15, 1906, an act approved February 8, 1908, but which were not received by the said memorial association, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance:

MR. THROCKMORTON moved to discharge the Committee on Finance from the further consideration of House bill to bar all taxes due prior to January 1, 1900, which have not been paid when this act goes into effect; which was rejected—yeas, 22; nays, 54.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Clarke, Coleman, Daniel, Cox, Gilliam, Grant, Kent, Land, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Norris, Page, Roberts, F. B., Stephenson, H. U., Throckmorton, Utz, Watts, Wise—22.

NAYS—Messrs. Anderson, Bain, Baker, W. W., Bell, Borden, Bowman, Brown, Thomas, Brown, W. N., Browning, Buck, Chalkley, Christian, Curtis, Daniel, Evans, Fitzhugh, Gregory, Harwood, Howerton, Jennings, Jordan, Kemper, Kinsey, Love, Martin, Moore, Moseley, Mustard, Oliver, Peek, Rew, Richardson, Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Walton, Weaver, White, Hugh A., Willeroy, Williams, Wissler, Mr. Speaker—54.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., February 10, 1912.

*To the General Assembly of Virginia:*

I regret to observe the difficulty experienced by your body in obtaining sufficient information upon which to base a bill to establish the salary system in every county and city in Virginia. I foresaw this difficulty and therefore recommended that at this session of the legislature the salary system should only be made to apply to cities and counties over twenty thousand inhabitants, and then if it proves wise, be gradually extended until every county in the State should be brought under its operation. I venture, because of the importance of the subject, to again call your attention to it and to recommend that at least a start be made if only the cities are dealt with at this session. I think, however, that the recommendation of my message can still be carried out. I recommend that salaries commensurate with the duties and responsibilities of the office dealt with be allowed, payable out of the fees of the office if so much shall be paid into the treasury, and if the fees so paid are not as much as the salary allowed, then the salary be cut down to the amount of fees received. The bill should require, under penalty, that accurate fee books be kept and the fees collected and turned into the treasury every month. The State could not possibly lose revenue under such a bill and a system would be established which would furnish the information desired by the General Assembly as to territory covered and information as to the other counties could be obtained in such a way as should be deemed best. Establish the system, and if wise it will extend itself and settle all questions involved.

WILLIAM HODGES MANN,  
*Governor.*

The communication was referred to the Committee on Finance.

MR. RAKES was granted two days' leave of absence on motion of MR. RICHARDSON.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. ROLSTON: A bill to amend and re-enact section 3506 of the Code of Virginia, as to compensation of clerks of circuit courts.

By MR. KINSEY: A bill to authorize and require the treasurers of



the several counties and cities of the State to collect, by distress or levy if necessary, all unpaid capitation taxes due the Commonwealth which have been due for more than three years prior to the year 1911.

By MR. LAND: A bill to amend and re-enact section 592-a of the Code of Virginia, as heretofore amended.

By MR. COLEMAN of Spotsylvania: A bill to amend and re-enact section 604 of the Code of Virginia, as heretofore amended, in relation to settlements by the treasurers of counties and cities with the Auditor of Public Accounts.

By MR. BYRD: A bill to provide for monthly reports to the Auditor of Public Accounts to be made by the city, town and county treasurers, clerks of courts, and all other persons charged with the collection of revenue for the State, and providing for a monthly report to the Governor of Virginia by the Auditor of Public Accounts, and providing penalties for failure.

By MR. WISE: A bill to provide for a license upon persons who may travel through the State by wagon or otherwise taking orders for the future delivery of goods, wares, merchandise or medicine.

By MR. COLEMAN of Spotsylvania: A bill to require the Auditor of Public Accounts to furnish to the Governor at stated periods a list of all the treasurers, clerks and other officers of the State charged with the collection of the public revenue who have and who have not complied with the law in regard to making reports, and paying the public revenues collected by them into the public treasury.

#### To the Committee on Roads and Internal Navigation:

By MR. THROCKMORTON: A bill to amend and re-enact section 5 of an act entitled an act to provide for the establishment, proper construction and permanent improvement of the public roads and landings, for building and keeping in good order and repair of all public roads, bridges, causeways and hauls of the several counties of this State, as amended and re-enacted by an act approved March 14, 1910.

By MR. WISE: A bill to repeal certain sections of the Code of Virginia, relating to the establishment of ferries, approved December 26, 1792, and amended and re-enacted by acts of 1849 and 1883.

#### To the Committee on General Laws:

By MR. WILLEROY: A bill to prevent any person holding any public office, post of honor or trust from appointing or using his influence with any board or other appointing power of which he is a part or which he has the power or partial power to appoint or over which he has any power of direction or control in any official way, to secure the appointment to any office or post of emolument any person of nearer relation to himself by blood, marriage or adoption than third

cousins, and making the same malfeasance of office, and the appointment void.

By MR. WILLEROY: A bill to substitute tasks on public roads and streets and other places or hiring out of prisoners in lieu of imprisonment in misdemeanor cases.

By MR. COLEMAN of Spotsylvania: A bill to regulate the practice of chiropody, to license chiropodists, and to punish persons violating the provisions thereof.

By MR. WILLEROY: A bill to prevent the breach of contract and providing punishment for same.

To the Joint Committee on Special, Private and Local Legislation:

By MR. COLEMAN of Norfolk: A bill to amend and re-enact sections 51, 54 and 58 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1901, and March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, and approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county entered on the 9th day of January, 1906, which said act has been amended by an act approved March 12, 1908, and by an act approved March 14, 1908, and to add an independent section thereto, to be known as section 60-a.

By MR. COLEMAN of Norfolk: A bill to amend and re-enact section 1 of an act approved February 7, 1901, entitled an act to amend and re-enact an act approved March 3, 1896, entitled an act to amend and re-enact an act entitled an act to regulate the salary of the police justice of the city of Norfolk, approved February 18, 1896, and also in relation to the said police justice, and to the clerk of the corporation court of the city of Norfolk, in connection with fines imposed by the said police justice.

By MR. BYRD: A bill to authorize submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by the said city of not more than \$150,000 of gravity water bonds, and to authorize the issuance by the said city of not more than \$150,000 of the said bonds, if a majority of those voting vote in favor of such issuance.

By MR. BYRD: A bill authorizing the submission to the legal voters of the city of Winchester of the question of whether or not they will favor the issuance by said city of not more than \$25,000 of town run improvement bonds, and to authorize the issuance by said city of not more than \$25,000 of said bonds, if a majority of those voting shall vote in favor of such issuance.

By MR. STEPHENSON of James City: A bill to authorize the school board of Grafton magisterial district, of York county, to borrow a sum not exceeding \$2,500, and to issue bonds therefor.

By MR. STEPHENSON of James City: A bill to repeal an act approved March 2, 1910, to authorize the district school board of Grafton school district, of York county, to borrow \$4,000 and to issue bonds therefor for a new high school building.

By MR. HOWERTON: A bill for the protection of fish in the Meherrin river.

To the Committee for Courts of Justice:

By MESSRS. BUCK and ROBERTS of Washington: A bill to amend and re-enact section 3059 of the Code, as amended by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066 and 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1908, and further amended by an act approved March 14, 1908, and as further amended by an act approved the —— day of ——, 1910.

By MR. GILLIAM: A bill to amend and re-enact section 3211 of the Code of Virginia, as amended by chapter 110, page 140, of the Acts of Assembly of 1895 and 1896, entitled an act to amend and re-enact section 3211 of the Code of Virginia, in relation to the remedy by motion for judgment after fifteen days' notice on contracts generally.

By MR. REW: A bill to amend and re-enact section 4025 of the Code of Virginia, as heretofore amended.

By MR. NORRIS: A bill to amend and re-enact an act entitled an act to amend and re-enact section 2490 of the Code of Virginia, as amended and re-enacted by an act approved February 27, 1894, as amended and re-enacted by an act approved February 29, 1896, as amended and re-enacted by an act approved February 28, 1898, as amended and re-enacted by an act approved March 3, 1898, as amended and re-enacted by an act approved January 17, 1900, and as amended and re-enacted by an act approved March 5, 1900, and as

amended and re-enacted by an act approved February 16, 1901, in relation to deeds of trust and other encumbrances.

By MESSRS. MONCURE, CLARKE and EVANS: A bill to amend and re-enact section 3652 of the Code of Virginia of 1887, in relation to exemption of wages of laboring men and waiver thereof.

By MR. ROW: A bill to validate and hold firm and binding the receipt, recordation and verification of deeds, orders of probate, fiduciary accounts and other papers and writings received into the clerk's offices of the courts of this Commonwealth by the clerks thereof and transcribed upon the record books of said offices, though the receipt, recordation and verification certificates attached thereto have not received the attesting signature of the said clerks, and to provide for the attesting and verification of the same.

By MR. WEAVER: A bill prescribing the effect as evidence of certain ancient deeds and the recitals or references therein contained.

To the Committee on Counties, Cities and Towns:

By MR. NORRIS: A bill to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, approved March 16, 1910.

The morning hour having expired, the House proceeded to the business on the calendar:

The following House bills were read at length a first time and ordered to be printed:

No. 267. House bill to provide for the commitment to the general board of directors of reform schools of Virginia of minors under the age of eighteen years convicted of crime, their custody and maintenance when so committed, the expense of such custody, and their discharge therefrom.

No. 268. House bill to establish the general board of directors of reform schools of Virginia, and to define its duties and powers.

No. 269. House bill to amend and re-enact section 1698 of the Code of Virginia.

No. 270. House bill to require every railroad or trolley line in this State which uses any public road or turnpike or any part of the same for the use of its track or tracks upon the order of the State Corporation Commission to grade the public road or turnpike along the side of its track or tracks to the width of at least twenty feet, under the supervision of the State Highway Commissioner, and also to provide suitable exits to landowners along the road who have been interfered with by the placing of said track or tracks of said public road or turnpike.



No. 271. House bill to amend and re-enact sections 17, 18 and 19 of an act entitled an act for working the roads in the county of Loudoun, approved February 16, 1880, as amended and re-enacted by an act approved February 2, 1894, and further amended by an act approved April 27, 1903, and an act approved March 13, 1910.

No. 272. House bill to amend and re-enact an act approved February 27, 1906, entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, as amended and re-enacted by an act approved February 8, 1908, entitled an act to amend and re-enact an act entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, approved February 27, 1906.

No. 273. House bill to amend and re-enact section 1 of an act of the General Assembly of Virginia, approved March 6, 1906, entitled an act to create the State convict road force; to authorize the working of certain prisoners on the public roads of this State; providing for guarding, transportation, lodging, feeding, clothing and medical attention of the State convict road force; providing for an increase of the penitentiary guard not to exceed forty-five men; providing how a county may have the benefit of the labor of the State convict road force, and appropriating money from the public treasury to carry the provisions of this act into effect.

No. 274. House bill to require the State Board of Education to ascertain and report the amount paid by patrons of public schools for adopted school books.

No. 275. House bill to amend and re-enact an act entitled an act to regulate the sale of agricultural seeds, and to provide a standard for the purity of such seeds, to prescribe penalties for the violation of this act, and vesting the execution and enforcement of this act in the Commissioner of Agriculture, approved March 16, 1910.

No. 276. House bill to amend and re-enact sections 5 and 12 of an act entitled an act to protect and advance agriculture by regulating the sale and purity of commercial fertilizers and the guarantee and condition upon which they are to be sold, and fixing penalties incurred for violation of same, as heretofore amended.

No. 277. House bill providing for the inspection of dairies and dairy premises in the Commonwealth of Virginia, and for the appointment of inspectors thereof, together with provisions for a board of appeal to review the orders and rulings of inspectors and the board of health, and providing penalties.

No. 278. House bill to prevent the spread of blight of chestnut trees in this State, and to appropriate money therefor.

No. 279. House bill to amend certain sections of, and to add certain new sections to, chapter 21, Code of Virginia, being sections 300 to 382, inclusive, providing for the public defense.

No. 280. House bill to amend and re-enact an act approved January 29, 1910, entitled an act to amend and re-enact an act entitled an act to regulate the Governor's staff, approved January 11, 1898.

No. 281. House bill to amend and re-enact section 1573, Code of Virginia of 1904, providing for the officers of the institute to be part of the militia, and commissioned.

No. 282. House bill in relation to the fixing of the principal office in Virginia of corporations created by an act of the General Assembly of Virginia by an order of a court of competent jurisdiction prior to the date when the present Constitution of Virginia became effective, when such legislative or court charter fails to fix and specify the location of a principal office of such corporation in Virginia.

No. 283. House bill to appropriate \$1,000 for the purchase of the painting called "Last of the Wooden Navy."

No. 284. House bill to provide for the removal of the remains of General Henry Lee from the State of Georgia and reinter the same at some appropriate place in Virginia, and to appropriate funds for the purpose.

No. 285. House bill to pay John A. Bailey \$75, being the amount of judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia.

No. 286. House bill to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910.

No. 287. House bill to amend and re-enact sections 6 and 7 of an act entitled an act to provide for a method for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, approved March 4, 1896, and as amended by an act approved March 3, 1898.

No. 288. House bill to amend and re-enact section 614 of the Code of Virginia, as amended by an act approved March 10, 1910, entitled an act to amend and re-enact an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, as to compensation of county treasurers.

No. 289. House bill to amend and re-enact section 613 of the Code of Virginia, as amended by an act approved March 13, 1908,

entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, approved March 15, 1900.

No. 290. House bill for the purchase or lease of limestone and limeshell quarries or mounds and for the grinding of limestone and limeshell by the convicts of the State for agricultural or road purposes, and to provide means therefor.

MR. JORDAN moved to take up out of its order on the calendar,

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors and to declare the effect of the result of such election; which was rejected—yeas, 48; nays, 31.

On motion of MR. JORDAN, the vote was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Borden, Bowman, Brown, Thomas, Brown, W. N., Buck, Earman, Evans, Fitzhugh, Fulton, Gregory, Ivey, Jennings, Jordan, Kent, Love, Lunsford, Martin, Massey, Meetze, Moore, Moseley, Mustard, Page, Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Throckmorton, Walton, Weaver, Willeroy, Williams, Wissler, Mr. Speaker—48.

NAYS—Messrs. Browning, Burt, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Gilliam, Grant, Harwood, Howerton, Kemper, Land, Milstead, Moncure, Montague, Oliver, Peek, Richardson, Roberts, F. B., Rutherford, Sutphin, Templeton, Terrell, Tiffany, Utz, Watts, White, Hugh A., White, John S., Wise—31.

The following pairs were announced:

MR. BELL stated that he would have voted in the affirmative, but was paired with MR. PARKER.

MR. REW stated that he would have voted in the affirmative, but was paired with MR. HOUSTON.

MR. NORRIS stated that he would have voted in the affirmative, but was paired with MR. PEYTON.

The motion of MR. CURTIS, to reconsider the vote by which

No. 128. House bill to pay D. D. Talley and W. A. Crenshaw for extra services rendered by them as assistant assessors of real estate for the city of Richmond during the year 1910, was passed, was rejected.

The amendments proposed by the Senate to the following House bill were agreed to:

No. 43. House bill to amend and re-enact section 2 of chapter 3336 of Acts, 1908, entitled an act to provide for submitting the question of the removal of the courthouse of any county to the qualified voters of such county, and in the event such removal is voted, to authorize the board of supervisors to acquire the necessary land and erect buildings, and to empower councils of towns, when authorized by the vote of the people of such town to issue bonds, the money de-

rived from the sale of which may be donated as an inducement for the location of the county courthouse—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 8. House bill to amend and re-enact an act approved February 26, 1910, entitled an act to amend and re-enact section 525 of the Code of Virginia, as heretofore amended—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—83.

NAYS—None.

Motions severally made to reconsider the votes by which the amendments proposed by the Senate to Nos. 43 and 8, House bills, were agreed to, were rejected.

The following House bills were read at length a third time and passed:

No. 129. House bill to amend and re-enact subsection 5 of section 2070-a of an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908, and further amended and re-enacted by an act approved March 16, 1910, as to certain counties—yeas, 72; nays, 3.



The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Bargamin, Borden, Brown, Thomas, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Gregory, Harwood, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—72.

NAYS—Messrs. Gilliam, Montague, Watts—3.

No. 134. House bill to authorize the board of supervisors of Rockbridge county and the town of Lexington, or either of them, to contribute such sum as in the judgment of the board of supervisors or the town council may seem proper for the benefit of the Jackson Memorial Hospital, in the town of Lexington, Virginia—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bargamin, Borden, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—82.

NAYS—None.

No. 135. House bill to repeal chapter 441, Acts of Assembly, 1895, entitled an act to incorporate the town of Saxis, in the county of Accomac, approved February 28, 1896—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Borden, Bowman, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—84.

NAYS—None.

No. 138. House bill to continue and extend an act of the General Assembly of Virginia, entitled an act to direct the Board of

Charities and Corrections to ascertain the facts concerning the weak-minded, other than insane and epileptic, in the State of Virginia, and also to direct said Board of Charities and Corrections to ascertain, investigate and report to the next General Assembly of Virginia as to the propriety of providing surgical aid and treatment to the deformed, crippled and disfigured persons of the Commonwealth who are too poor to provide such treatment for themselves, and to appropriate the sum of \$1,000 for the purpose—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Borden, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—84.

NAYS—None.

No. 139. House bill to make an appropriation to provide for the relief of needy Confederate veterans who are not eligible to become inmates of the Soldiers' Home because of suffering with cancerous affection or contagious disease—yeas, 72; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bargamin, Borden, Bowman, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Jennings, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Moore, Mustard, Norris, Oliver, Page, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Utz, Walton, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler—72.

NAYS—None.

No. 151. House bill to amend and re-enact chapter 14 of Acts 1910, entitled an act in relation to certain proper sanitary arrangements to be provided in factories, workshops, mercantile establishments or offices, and imposing penalties for failure to provide such arrangements, approved February 9, 1910—yeas, 74; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Bargamin, Bowman, Brown, Thomas, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh,

Fulton, Gilliam, Grant, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—74.

NAYS—None.

No. 140. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to provide for the working and keeping in repair public roads in the counties of Alleghany, Bath and Highland, approved February 12, 1884, as amended by an act approved February 1, 1898, as further amended by an act approved May 5, 1900, in so far as applicable to the counties of Bath and Highland—yeas, 69; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bargamin, Brown, Thomas. Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Sutphin, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler—69.

NAYS—None.

No. 142. House bill to require the inspection and supervision by the State Board of Charities and Corrections of persons or corporations placing children in family homes, said persons or corporations to furnish information, the State Board of Charities and Corrections to visit and report upon the children placed in homes, authorizing the courts to commit destitute and delinquent children to the State Board of Charities and Corrections, and said board to place said children in homes or reformatories, to report to the court under certain contingencies, penalty prescribed—yeas, 71; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bargamin, Borden, Bowman, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, White, Hugh A., White, John S., Willeroy, Wise, Wissler—71.

NAYS—None.

Motions severally made to reconsider the votes by which Nos.

129, 134, 135, 138, 139, 140, 142 and 151, House bills, were passed were rejected.

On motion of MR. BURT, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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MONDAY, FEBRUARY 12, 1912.

Prayer by Rev. George Green, of Clifton Forge Baptist Church.

On motion of MR. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 10, 1912.*

The Senate has passed Senate bills entitled an act to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910, No. 96; an act to require the Auditor of Public Accounts to call for statements of county, town and city treasurers concerning all financial affairs in said offices, and to provide penalties for the failure to comply with the provisions of this act, No. 296; an act to amend and re-enact section 10 of chapter 10 of an act entitled An act concerning public service corporations, approved January 18, 1904, as amended by an act entitled an act to amend and re-enact section 10 of an act concerning corporations, approved January 18, 1904, as amended by an act entitled an act to amend and re-enact section 10 of an act entitled an act concerning public corporations, approved January 18, 1904, and providing for the continuance of annual tolls on turnpikes, No. 105.

In which they request the concurrence of the House of Delegates.

Nos. 96 and 296, Senate bills, were referred to the Committee on Finance.

No. 105, Senate bill, was referred to the Committee for Courts of Justice.

No. 41. Senate bill to prohibit any person or persons without authority from hypnotizing or mesmerizing, or attempting to hypnotize or mesmerize, any person or persons, and to prohibit any person



or persons from consenting to be hypnotized or mesmerized or attempting to be hypnotized or mesmerized, having been considered by the committee in session, was reported from the Committee on General Laws.

The following House bills, having been considered by the committee, in session, were reported from the Committee on Counties, Cities and Towns:

No. 291. House bill to amend and re-enact an act entitled An act to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture in the said county, approved March 17, 1900, so that said act when amended and re-enacted shall read as follows:

No. 292. House bill to repeal an act entitled an act to enable the town of Fincastle, in Botetourt county, to vote on the question of liquor license, and to extend the provisions of chapter 25 of the Code of Virginia so as to apply to said town, approved January 30, 1900, being chapter 213 of Acts of Assembly, 1899-1900.

No. 293. House bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908.

The following House bills, having been considered by the committee in session, were reported from the Committee on General Laws:

No. 294. House bill to amend and re-enact chapter 95, Code of Virginia, being sections 2070-a to 2082, inclusive, providing for the preservation of certain useful animals and to prevent unlawful hunting.

No. 295. House bill to amend and re-enact sections 2 and 3 of the act entitled an act for the protection of fish in Washington county, Virginia, approved March 8, 1894, as amended and re-enacted by an act approved March 14, 1910.

No. 296. House bill to prevent the trapping of foxes in the county of Culpeper, except during the months of November and December in any year, and requiring those who trap foxes to visit their traps every day they so trap and release any dog or dogs that may have been caught in said traps.

No. 297. House bill to substitute tasks on public roads and streets and other places, or hiring out of prisoners in lieu of imprisonment in misdemeanor cases, with the recommendation that it do not pass.

No. 298. House bill to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, as amended and re-

enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved February 28, 1890, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, approved February 5, 1892, as amended by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved February 19, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved April 2, 1902, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved July 28, 1902, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved March 12, 1904, as amended and re-enacted by an act approved March 9, 1906, and to establish the entire day of every Saturday as a public holiday and a non-secular and non-business day as regards negotiable instruments, and as a half holiday as regards the transaction of business generally, approved March 9, 1906.

No. 299. House bill to amend and re-enact section 2108 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 2108 of the Code of Virginia, as to unlawful fishing, and to prescribe the time for catching bass, approved March 16, 1910, so as to exclude from the operation thereof New river, in Wythe county, Virginia, and to prevent the catching of fish with seines in certain waters of said county.

No. 300. House bill to prevent any person holding any public office, post of honor or trust, while holding such office, post of honor or trust, from appointing or using his influence with any board or other appointing power of which he is a part, or which he has the power or partial power to appoint, or over which he has any power of direction or control in an official way, to secure the appointment to any office or post of emolument any person of nearer relation to himself by blood, marriage or adoption than third cousin, and making the same malfeasance of office and the appointment void.

No. 301. House bill to amend an act approved March 4, 1896, entitled an act providing for the working, opening and keeping in repair the roads in the county of Lunenburg, and for the building and keeping in repair the bridges in said county, by adding a new section (14-a) thereto, providing for submitting to the qualified voters of the several magisterial districts in Lunenburg county the question as to the issuance of bonds by such magisterial districts for the construction and repair of public roads in said magisterial districts, having been

considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 302. House bill to amend and re-enact an act entitled An act to amend and re-enact section 437-a of chapter 23 of the Code of Virginia, relative to assessments of lands, lots and interests therein, and improvements thereon, as the same has been heretofore amended by chapter 319, Acts of 1906, approved February 19, 1910.

No. 303. House bill to require a special grand jury at a regular or special term of circuit or corporation court of each county and city in the State to inquire into the assessment of property by the State, and to correct any erroneous assessments, so that the same may be assessed according to the Constitution and laws of this State.

House joint resolution providing for the appointment of a joint committee who shall make inquiry into the conduct and management of all institutions in this State, which are now receiving appropriations from the State, with a view of ascertaining whether or not a more economical administration of affairs in these institutions is practical, having been considered by the committee, in session, was reported from the Committee on Finance.

MR. WILLIAMS offered the following resolution:

Resolved, That beginning Monday, February 19, 1912, the chair be vacated at 2 P. M., to be resumed at 4 P. M.; and

Resolved further, That the committees of the House be requested so to arrange their meetings and hearings this week as to enable members to be present at the afternoon session hereinabove provided for; which was agreed to.

MR. WISSLER offered the following joint resolution:

Be it resolved by the House of Delegates (the Senate concurring), That a committee be appointed, two on the part of the House and one on the part of the Senate, which is authorized to examine and report why the epileptic colony, in Amherst county, should cost one-third more than the average of the insane asylums of the State.

The committee to be appointed by THE SPEAKER of the House and THE PRESIDENT of the Senate; which was agreed to.

Ordered that MR. WISSLER carry the resolution to the Senate and request their concurrence.

THE SPEAKER laid before the House the following resolution, which was reported from the Committee on Finance:

Be it resolved by the House (the Senate concurring), That a joint committee of three be appointed, composed of two on the part of the House, appointed by THE SPEAKER, and one on the part of the Senate, appointed by THE PRESIDENT of the Senate, who shall make inquiry

into the conduct and management of all institutions in this State which are now receiving appropriations from the State, with a view of ascertaining whether or not a more economical administration of affairs in those institutions is practical.

This committee shall meet at such times and places during the recess of the General Assembly as to it may seem necessary, and shall have full power to summon and compel the attendance of witnesses and a production of such records, books and papers as may be necessary to further its inquiry; it shall likewise report to the next General Assembly what, if any, changes are deemed expedient in existing laws governing and regulating such institutions.

The committee shall receive no compensation except actual expenses, which are to be ascertained by itemized statements; which was agreed to.

Ordered that MR. WEAVER carry the resolution to the Senate and request their concurrence.

MR. BOWMAN offered the following resolution:

Resolved by the House of Delegates (the Senate concurring), That warrants be issued in favor of the First National Bank of Richmond, Virginia, for the sum of \$245 for money advanced for the expenses of the committee of the Senate and House of Delegates appointed to inform Senators Martin and Swanson of their election, one-half of which to be paid out of the contingent fund of the Senate and one-half out of the contingent fund of the House of Delegates; which was agreed to.

Ordered that MR. BOWMAN carry the resolution to the Senate and request their concurrence.

THE SPEAKER appointed MESSRS. MILSTEAD, LAND, RICHARDSON, UTZ and BURT the committee on the part of the House upon the reception and entertainment of Governor Harmon, of Ohio, pursuant to joint resolution.

A message was received from the Senate, by MR. HART, who informed the House that the Senate had agreed to House joint resolution, in relation to the appointment of delegates to a convention to be held at Harrisburg, Pennsylvania, to consider measures to prevent the further spread of the chestnut bark disease.

Leave of absence was granted the following members:

MR. MONTAGUE, one day, on motion of MR. JENNINGS.

MR. STEBBINS, one day, on motion of MR. KENT.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. CHALKLEY: A bill to provide for official court stenograph-



ers, to provide for the payment thereof, and penalties for their misconduct in office.

By MR. CHALKLEY: A bill to amend and re-enact section 3509 of the Code of Virginia, in reference to fees of coroners and constables.

By MR. WEBB: A bill to amend and re-enact section 4121 of the Code of Virginia.

To the Joint Committee on Special, Private and Local Legislation:

By MR. CHALKLEY: A bill to amend and re-enact an act entitled an act to change the name of the town of East Big Stone Gap, in the county of Wise, to East Stone Gap, and to amend and re-enact an act approved March 5, 1890, entitled an act to incorporate the town of East Big Stone Gap, in Wise county, Virginia, approved March 8, 1894.

By MR. REW: A bill to authorize and empower the board of supervisors of Accomac county to levy a tax for the support and maintenance of a public library.

By MR. KEMPER: A bill to protect fish in Augusta county.

To the Committee on Counties, Cities and Towns:

By MR. BANKS: A joint resolution proposing an amendment to section 117 of article 8 of the Constitution of Virginia.

By MR. EVANS: A bill to amend and re-enact an act entitled an act to protect sheep and other stock in the counties of this State, approved March 29, 1908, so that said act when amended shall read as follows:

To the Committee on Privileges and Elections:

By MR. CHALKLEY: A bill to amend and re-enact section 122-i of an act approved January 11, 1904; ballot not to be carried away or copied; penalty.

To the Committee on Asylums and Prisons:

By MR. CLARKE: A bill to amend and re-enact section 4147 of the Code of Virginia, as amended and re-enacted by an act approved December 10, 1903.

To the Committee on Rules:

By MR. THROCKMORTON: A resolution amending Rule 52 of the Rules of the House of Delegates.

To the Committee on General Laws:

By MR. COX: A bill to amend and re-enact section 5 of an act en-

titled an act to amend and re-enact sections 5, 6 and 7 of an act entitled an act providing for the appointment of a State Board of Health and a local board; defining the duties and powers and compensation thereof, and of their members, officers and agents, in connection with the preservation of the public health, and prescribing penalties against witnesses failing to obey subpoenas issued by said State Board of Health and any authorized member thereof for refusing to testify and otherwise acting in contempt, said board or its duly authorized members, approved March 7, 1900, and as amended by an act approved February 27, 1904, and providing how county boards of health constituted and appointed, and when State Board of Health may perform duties of local boards, approved March 17, 1910.

By MR. HOUSTON: A bill providing for the carrying of lights by vehicles operated by animal power.

By MR. WILLEROY: A bill to determine who are agents or owners of automobiles, and holding the owner responsible for damages occasioned through or by the negligence of such agent.

By MR. CHALKLEY: A bill to prohibit trapping on premises by other than the owner or tenant thereof, and to prescribe penalty therefor.

By MR. SUTPHIN: A resolution to investigate the financial standing, etc., of Mount Vernon Ladies' Association of the Union.

To the Committee for Courts of Justice:

By MR. REW: A bill to repeal section 2507 of the Code of Virginia, as amended, requiring list of writing recorded to be posted by clerk.

By MR. REW: A bill to amend and re-enact section 3158 of the Code of Virginia.

By MR. WEAVER: A bill providing for legal advertising and specifying the rate on same to be charged by newspapers.

By MR. HOUSTON: A bill to prescribe the effect as evidence to be given to deeds recorded prior to the year 1865.

By MR. LOVE: A bill to amend section 2557 of the Code of Virginia.

By MR. LOVE: A bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act in relation to fraudulent conversion of property held under trust deed, approved May 23, 1887, as amended by an act approved February 14, 1898, making the said act apply to the fraudulent disposal of personal property by any person who had agreed in writing that the title of ownership of the same shall be or remain in another, without the written consent of such other, larceny.

By MR. OLIVER: A bill to amend and re-enact an act entitled An

act to amend and re-enact an act entitled an act to amend and re-enact section 2498 of the Code of Virginia, as amended and re-enacted by an act approved February 27, 1894, as amended and re-enacted by an act approved February 29, 1896, as amended and re-enacted by an act approved February 28, 1898, as amended and re-enacted by an act approved March 3, 1898, as amended and re-enacted by an act approved January 17, 1900, as amended and re-enacted by an act approved March 5, 1900, and as amended and re-enacted by an act approved February 16, 1901, in relation to deeds of trust and other encumbrances.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 41. Senate bill to prohibit any person or persons, without authority, from hypnotizing or mesmerizing or attempting to hypnotize or mesmerize any person or persons, and to prohibit any person or persons from consenting to be hypnotized or mesmerized or attempting to be hypnotized or mesmerized, was read at length a first time.

The following House bills were read at length a first time and ordered to be printed:

No. 291. House bill to amend and re-enact an act entitled an act to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually, out of the general county levy of the said county, a sum of money for the purpose of promoting agriculture in the said county, approved March 17, 1900, so that said act when amended and re-enacted shall read as follows:

No. 292. House bill to repeal an act entitled an act to enable the town of Fincastle, in Botetourt county, to vote on the question of liquor license, and to extend the provisions of chapter 25 of the Code of Virginia so as to apply to said town, approved January 30, 1900, being chapter 213 of Acts of Assembly, 1899-1900.

No. 293. House bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908.

No. 294. House bill to amend and re-enact chapter 95 of the Code of Virginia, being sections 2070-a to 2082, inclusive, providing for the preservation of certain useful animals, and to prevent unlawful hunting.

No. 295. House bill to amend and re-enact sections 2 and 3 of the act entitled an act for the protection of fish in Washington county, Virginia, approved March 8, 1894, as amended and re-enacted by an act approved March 14, 1910.

No. 296. House bill to prevent the trapping of foxes in the county of Culpeper, except during the months of November and December in any year, and requiring those who trap foxes to visit their traps every day they so trap and release any dog or dogs that may have been caught in said traps.

No. 297. House bill to substitute tasks on public roads and streets and other places, or hiring out of prisoners in lieu of imprisonment in misdemeanor cases.

No. 298. House bill to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved February 28, 1890, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, approved February 5, 1892, as amended by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved February 19, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, approved April 2, 1902, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved July 28, 1902, as amended and re-enacted by an act entitled an act to amend and re-enact section 2844 of the Code of Virginia, in relation to public holidays, approved March 12, 1904, as amended and re-enacted by an act approved March 9, 1906, and to establish the entire day of every Saturday as a public holiday and a non-secular and non-business day as regards negotiable instruments, and as a half holiday as regards the transaction of business generally, approved March 9, 1906.

No. 299. House bill to amend and re-enact section 2108 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 2108 of the Code of Virginia, as to unlawful fishing, and to prescribe the time for catching bass, approved March 16, 1910, so as to exclude from the operation thereof New river, in Wythe county, Virginia, and to prevent the catching of fish with seines in certain waters of said county.

No. 300. House bill to prevent any person holding any public office, post of honor or trust, while holding such office, post of honor or trust, from appointing or using his influence with any board or other appointing power of which he is a part, or which he has the power or partial power to appoint, or over which he has any power of direction or control in an official way, to secure the appointment to any office or post of emolument any person of nearer relation to



himself by blood, marriage or adoption than third cousin, and making the same malfeasance of office and the appointment void.

No. 301. House bill to amend an act approved March 4, 1896, entitled an act providing for the working, opening and keeping in repair the roads in the county of Lunenburg, and for the building and keeping in repair the bridges in said county, by adding a new section (14-a) thereto, providing for submitting to the qualified voters of the several magisterial districts in Lunenburg county the question as to the issuance of bonds by such magisterial districts for the construction and repair of public roads in said magisterial districts.

No. 302. House bill to amend and re-enact an act entitled An act to amend and re-enact section 437-a of chapter 23 of the Code of Virginia, relative to assessments of lands, lots and interests therein and improvements thereon, as the same has been heretofore amended by chapter 319, Acts of 1906, approved February 19, 1910.

No. 303. House bill to require a special grand jury at a regular or special term of the circuit or corporation court of each county and city in the State to inquire into the assessment of property by the State, and to correct any erroneous assessments, so that the same may be assessed according to the Constitution and laws of this State.

No. 144. House bill to prohibit treating in saloons, fixing penalty therefor, and defining the word treating, came up.

MR. CURTIS moved to dismiss the bill; which was rejected.

The bill was read at length a third time and passed—yeas, 59; nays, 22.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Borden, Bowman, Brewer, Buck, Burt, Christian, Coleman, C. R., Cox, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Gregory, Ivey, Jennings, Jordan, Kemper, Kent, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peyton, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Stephenson, John W., Stratton, Tabb, Tate, Templeton, Throckmorton, Utz, Walton, Willeroy, Wise, Wissler, Mr. Speaker—59.

NAYS—Messrs. Bargamin, Bell, Browning, Chalkley, Clarke, Coleman, Daniel, Creamer, Curtis, Grant, Houston, Howerton, Peek, Radford, Richardson, Stephenson, H. U., Sutphin, Taylor, Tiffany, Weaver, Webb, White, John S., Williams—22.

MR. FITZHUGH moved to reconsider the vote by which the bill was passed; which was rejected.

MR. JORDAN moved to take up out of its order on the calendar,

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, and to declare the effect of the result of such election; which was rejected—yeas, 47; nays, 33.

On motion of MR. JORDAN, the vote was recorded as follows:

YEAS—Messrs. Adams, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thomas, Buck, Chalkley, Coleman, C. R., Earman, Evans, Fitzhugh, Fulton, Ivey, Jennings, Jordan, Kent, Love, Lunsford, Martin, Massie, Meetze, Moore, Moseley, Mustard, Norris, Page, Radford, Rew, Robertson, Rolston, Row, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Throckmorton, Walton, Weaver, White, John S., Willeroy, Williams, Wissler, Mr. Speaker—47.

NAYS—Messrs. Banks, Browning, Burt, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Gilliam, Grant, Harwood, Houston, Howerton, Kemper, Land, Milstead, Moncure, Oliver, Parker, Peek, Peyton, Richardson, Roberts, F. B., Sutphin, Tabb, Templeton, Tiffany, Utz, Watts, Webb, White, Hugh A., Wise—33.

MR. SMITH announced that he would have voted yeas, but that he was paired with MR. MONTAGUE.

No. 5. Senate bill authorizing the council of the city of Radford, Virginia, to have issued and sold bonds of the city of Radford, Virginia, to the amount of \$35,000, for general public improvements for school purposes, was, on motion of MR. WILLIAMS, taken up out of its order on the calendar.

MR. WILLIAMS moved to dispense with the further reading of the bill, required by section 50 of the Constitution; which was agreed to—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thomas, Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 86; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thomas, Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor,

Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

MR. WILLIAMS moved to reconsider the vote by which the bill was passed; which was rejected.

The following House bills were read at length a third time and passed:

No. 148. House bill to amend and re-enact sections 1 and 2 of an act approved February 16, 1892, entitled an act to incorporate the town of Shendun, Virginia, as amended by an act approved February 5, 1896, entitled an act to amend section 2 of an act to incorporate the town of Shendun, Virginia, approved February 16, 1892, so as to change the name of the town to Grottoes, and to alter the boundaries thereof—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thomas, Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Peyton, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—79.

NAYS—None.

No. 149. House bill to change the time of holding the town election of the town of Branchville, in Southampton county, Virginia, and extending the term of office of the present officers of said town—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thomas, Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—80.

NAYS—None.

No. 152. House bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an

act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved March 1, 1888, by an act approved February 25, 1892, and by acts approved February 26, 1894, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thomas, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—76.

**NAYS**—None.

No. 154. House bill to authorize the board of supervisors of Norfolk county to borrow a sum not exceeding \$200,000 for the purpose of permanent road improvements in said county, and to issue bonds therefor secured by a deed of trust on the interest of said county in the Norfolk county ferries, and to authorize the circuit court of Norfolk county, or the judge thereof in vacation, to appoint a commission of three freeholders of said county to have charge of said permanent road improvements and the expenditure of the proceeds of said bond issue—yeas, 74; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Bowman, Brewer, Brown, Thomas, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—74.

**NAYS**—None.

No. 155. House bill to prevent the catching of fish by gill nets or seines in the rivers and streams of the county of Rockbridge—yeas, 78; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, Thomas, Buck, Burt, Chalkley, Christian, Clarke, Cole-



man, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—78.

NAYS—None.

No. 156. House bill to repeal an act entitled an act ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within this State, and authorizing the acquisition thereof, approved April 2, 1902—yeas, 70; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Borden, Brewer, Brown, Thomas, Buck, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Smith, Spessard, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—70.

NAYS—None.

No. 157. House bill to authorize and direct work on the public roads of Goochland county by convicts at the State farm, now located in Goochland county—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Smith, Spessard, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—76.

NAYS—None.

No. 159. House bill fixing the strength of bridges in the county of Franklin—yeas, 74; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bell, Borden, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore,

Moseley, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—74.

NAYS—None.

No. 161. House bill to amend and re-enact an act approved January 29, 1898, entitled an act to provide for the working and keeping in repair the public roads of Amherst county, as amended and re-enacted by an act approved March 2, 1898, and as further amended by an act approved March 15, 1904, which latter act was further amended by an act approved March 16, 1910, which said amendment and the amendment herein contained being for the purpose of authorizing the board of supervisors of said county to work and improve the public roads of said county, expend any surplus money on the roads and bridges of said county, and authorize the erection of toll gates on certain roads in said county for the purpose of raising revenue to maintain and build, macadamize and otherwise permanently improve roads in said county—yeas, 77; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Willeroy, Wise, Wissler—77.

NAYS—None.

No. 163. House bill to provide for the payment to the Richmond Press of the balance due them for printing the index to enrolled bills—yeas, 73; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bell, Borden, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Howerton, Ivey, Jordan, Kemper, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Smith, Spessard, Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Webb, Watts, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—73.

NAYS—None.

No. 164. House bill to provide for the payment to Weymouth, Meister & Smethie of the balance due them for binding the index to enrolled bills—yeas, 75; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Banks, Bell, Borden, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—75.

NAYS—None.

No. 165. House bill providing that in cities having a population of one hundred thousand and over by the last United States census, sheriffs and their deputies shall receive salaries in lieu of fees; how such fees shall be collected, and that same shall be paid into the State treasury—yeas, 67; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bargamin, Bell, Borden, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Jordan, Kemper, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., White, John S., Willeroy, Wissler—67.

NAYS—None.

No. 166. House bill to amend and re-enact section 2070-b of the Code of Virginia, relative to the appointment of game wardens upon the application of five resident freeholders of the several counties of the State, whose jurisdiction shall be confined to the several magisterial districts; yeas, 64; nays, 4.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, Thos., Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Templeton, Throckmorton, Tiffany, Utz, Watts, White, Hugh A., White, John S., Willeroy, Williams, Wissler—64.

NAYS—Messrs. Bain, Sutphin, Taylor, Webb -4.

No. 167. House bill to prohibit the use of gill nets or seines, or the taking of fish therewith, in the waters of Dan river, any lake or pond formed thereby or any backwater therefrom, within Pittsylvania county, and the corporate limits of the city of Danville—yeas, 70; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, Thos., Browning, Buck, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Kemper, Kent, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—70.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 148, 149, 152, 154, 155, 156, 157, 159, 161, 163, 164, 165, 166 and 167, House bills, were passed were rejected.

On motion of MR. RICHARDSON, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

TUESDAY, FEBRUARY 13, 1912.

Prayer by Rev. J. Y. Downman, of All Saints' Episcopal Church.

On motion of MR. HARWOOD, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 12, 1912.*

The Senate has passed House bills entitled an act to amend and re-enact sections 1 and 2 of an act entitled An act to amend and re-enact an act entitled an act to provide a road law for Spotsylvania county, approved February 21, 1898, No. 58; an act to authorize the town of Eastville, in Northampton county, to issue bonds and borrow money for the purpose of paying the balance due for completing the work of macadamizing the roads or streets through the town, No. 59; an act to protect fish in the waters of Roanoke city, Roanoke county and Montgomery county, No. 73; an act to amend and re-enact an act



of the General Assembly of Virginia, approved January 30, 1900, as amended and re-enacted by an act approved March 10, 1910, in regard to prohibiting the killing of fish in Clinch river, in the county of Russell, with dynamite or other explosives and poisons, and to prescribe a punishment therefor, No. 74; an act to amend and re-enact section 10 of an act entitled An act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908, No. 98; an act to amend and re-enact section 824 of the Code of Virginia, relating to the approval of title to real estate for public uses, No. 15; an act to amend and re-enact section 10, chapter 1, of an act entitled an act concerning corporations, which became a law May 21, 1903, with reference to the decrease of outstanding capital stock, No. 32; an act to require the licensing and adequate inspection and supervision of persons and corporations conducting maternity hospitals and lying-in asylums, and of persons receiving, boarding and keeping children, not relatives; prescribing rules for placing out and for reports, penalty, No. 70; an act to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of erecting, equipping and operating a plant for the manufacture, distribution and sale of electricity, No. 99; an act to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of funding or redeeming certain outstanding bonds, known as water bonds, maturing on the 11th day of May, A. D. 1916, and to extend and improve the water or sewer system of the said town, No. 100; and an act to amend and re-enact section 15 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, No. 112.

They have agreed to House joint resolution, directing the payment out of the contingent fund of the House of Delegates and Senate the sum of \$245 to the First National Bank of Richmond.

They have passed House bills, with amendments, entitled an act to amend and re-enact sections 2, 3, 4, 5, 8, 9, 11, 12, 15, 16, 17, 18, 19, 20, 21, 27, 33, 42, 45, 47, 53, 54, 55, 60, 68, 69, 79, 80, 81, 82, 87, 88, 99 and 101 of an act approved February 28, 1896, entitled An act to provide a new charter for the city of Roanoke, No. 97; an act to extend the time for collecting taxes accounted for by the city and county treasurer and not returned delinquent, No. 57; and an act to amend and re-enact section 3058 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly, approved on the 26th day of December, 1903, so as to give to courts of equity

jurisdiction to remove clouds from title to real estate where the complainant is not in possession, or where the complainant has the equitable right to the legal title, No. 119.

And they have passed Senate bill entitled an act to amend an act approved January 25, 1898, entitled an act to provide for the opening and working of roads and keeping the same in repair, and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof, No. 251.

In which they request the concurrence of the House of Delegates.

Nos. 97, 57 and 119, House bills, were, on motions severally made, placed on the calendar.

No. 251, Senate bill, was referred to the Committee on Roads and Internal Navigation.

No. 162. Senate bill to require the board of bridge commissioners of the Falmouth bridge, in the county of Stafford, to let out the collecting of tolls and keeping of said bridge to the highest bidder, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation, with amendments.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 152. Senate bill to authorize the county of Louisa, Virginia, to borrow temporarily not exceeding \$15,000.

No. 161. Senate bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended.

No. 131. Senate bill to amend and re-enact fifth subdivision of section 834-g of the Code of Virginia, authorizing the board of supervisors of each county in the State to levy a tax on dogs and to enforce collection of said tax, with certain penalties in case of failure to pay the same.

The following House bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 304. House bill to provide for the working of roads in Norfolk county.

No. 305. House bill regulating contracts of surety between common carriers and their employees and sureties upon such contracts.

The following House bills, having been considered by the commit-

tee in session, were reported from the Committee for Courts of Justice:

No. 306. House bill providing for legal advertising and specifying the rate of same to be charged by newspapers.

No. 307. House bill to amend and re-enact section 3102 of the Code of Virginia, relative to the duties of the reporter of the Supreme Court of Appeals of Virginia.

No. 308. House bill to amend and re-enact section 3937 of the Code of Virginia, 1887, providing when a person sentenced to confinement in county jail may be compelled to work on public roads.

No. 309. House bill to prescribe the effect as evidence to be given to deeds recorded prior to the year 1865.

No. 310. House bill to validate deeds the certificates of recordation of which have not been signed by the clerk, and cannot now be signed.

No. 311. House bill to add an independent section, to be known as section 2547, to chapter 112 of the Code of Virginia of 1887, holding the heir at law liable to the devisee for the value of real estate sold to a bona fide purchaser.

No. 312. House bill to amend and re-enact an act entitled An act to protect the title of a bona fide purchaser of real estate for value from the heir at law of a decedent against a devisee of the said real estate without notice to such purchaser, approved February 2, 1892.

No. 313. House bill to amend and re-enact section 2065 of the Code of Virginia, with reference to the direction and return of an attachment, as amended by acts approved January 30, 1894, February 27, 1894, and December 10, 1903, by adding a provision requiring the payment within thirty days under the penalty of dismissal of the proper writ tax in case of an attachment for an amount exceeding \$20 returned to a circuit or city court.

No. 314. House bill to amend and re-enact section 4025 of the Code of Virginia, as heretofore amended.

No. 315. House bill to amend and re-enact section 3 of an act entitled an act to establish the law and equity court of the city of Richmond, and to define its jurisdiction and relation to the other courts of said city, approved February 12, 1894.

No. 316. House bill concerning the transfer of shares of stock in corporations.

No. 317. House bill amending section 2678 of Code, in relation to the exhibit of the accounts of fiduciaries for settlement.

No. 318. House bill amending section 2674 of Code, in relation to the return of accounts of sales by fiduciaries.

No. 319. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact

section 2498 of the Code of Virginia, as amended and re-enacted by an act approved February 27, 1894, as amended and re-enacted by an act approved February 29, 1896, as amended and re-enacted by an act approved February 28, 1898, as amended and re-enacted by an act approved March 3, 1898, as amended and re-enacted by an act approved January 17, 1900, as amended and re-enacted by an act approved March 5, 1900, as amended and re-enacted by an act approved February 16, 1901, in relation to deeds of trust and other encumbrances.

The following House bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 320. House bill to protect villages and unincorporated communities having within definite boundaries a population of three hundred or more, against the running at large of horses, mules, ponies, asses, cattle, hogs, sheep and goats within said boundaries, and to authorize the circuit court of the county in which such village or community is located to fix the boundaries thereof for the purposes aforesaid.

No. 321. House bill to allow boards of supervisors in counties to employ a competent accountant when they deem it necessary in the settlement of any accounts.

No. 322. House bill to amend and re-enact section 38 of an act of the General Assembly of Virginia, approved March 14, 1896, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and defining the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1900, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

No. 323. House bill to amend and re-enact section 6, chapter 240, of an act approved March 12, 1908, to incorporate the town of Branchville, Southampton county, Virginia.

House bill to repeal an act approved March 2, 1910, to authorize the district school board of Grafton school district, of York county, to borrow \$4,000, and to issue bonds therefor, for a new high school building, having been considered by the Joint Committee on Special,



Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Schools and Colleges.

House bill to authorize the school board of Grafton magisterial district, of York county, to borrow a sum not exceeding \$2,500, and to issue bonds therefor, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Schools and Colleges.

House bill to prohibit the taking or removing of fish, except such as are excepted, from the water courses of the county of Augusta, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

House bill for the protection of fish in the Meherrin river, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report.

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on General Laws.

House bill to amend and re-enact an act entitled an act to change the name of the town of East Big Stone Gap, in Wise county, to East Stone Gap, and to amend and re-enact an act approved March 5, 1890, entitled an act to incorporate the town of East Big Stone

Gap, in Wise county, Virginia, approved March 8, 1894, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize and empower the board of supervisors of Accomac county to levy a tax for the support and maintenance of a public library, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$150,000 of "gravity water bonds," and to authorize the issuance by said city of not more than \$150,000 of said bonds, if a majority of those voting vote in favor of such issuance, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill authorizing the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$25,000 of town run improvement bonds, and to authorize the issuance by said city of not more than \$25,000 of said bonds, if a majority of those voting shall vote in favor of such issuance, having been considered by the Joint Com-

mittee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact sections 31, 54 and 58 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, and March 15, 1901, and March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly and approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, which said act has been amended by an act approved March 12, 1908, and by an act approved March 14, 1900, and to add an independent section thereto, to be known as section 60-a, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 1 of an act approved February 7, 1901, entitled an act to amend and re-enact an act approved March 3, 1896, entitled an act to amend and re-enact an act entitled an act to regulate the salary of the police justice of the city of Norfolk, approved February 18, 1896, and also in relation to the said police justice and to the clerk of the corporation court of Norfolk, in connection with fines imposed by said police justice, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

A message was received from the Senate, by MR. MONTAGUE, who informed the House that the Senate had agreed to the following joint resolution:

Whereas the Panama-Pacific International Exposition has been recognized by joint resolution of Congress and by proclamation of the President of the United States issued February 2, 1912, as an international event of great interest and importance to the world; and

Whereas the Hon. F. M. Gillett, a former governor of the State of California, will presently be in the city of Richmond for the purpose of advancing the interest of the said exposition; now, therefore, be it

Resolved, That the Senate of the State of Virginia (the House concurring), does hereby invite Governor Gillett to address the General Assembly at 8 o'clock P. M., Wednesday, February 14th, in the hall of the House of Delegates.

In which they request the concurrence of the House.

THE SPEAKER laid the resolution before the House.

The resolution was agreed to.

Ordered that MR. MILSTEAD inform the Senate that the House had agreed to the joint resolution.

MR. WILLIAMS offered the following resolution:

Resolved, That when the House shall have completed the call of Senate bills to-day it will commence with House bills on their second reading on the calendar and proceed to take up all purely local bills only until the calendar shall have been called through.

MR. MONTAGUE offered the following substitute:

Resolved, That the House proceed to consider House bills on their second reading in regular order, but when ten members shall object to the consideration of any such bill, the same shall be passed by; which was rejected.

The resolution offered by MR. WILLIAMS was agreed to.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. RADFORD: A resolution providing for the reduction of salaries of State officials who receive more than \$1,000.



By MR. WEBB: A bill to amend and re-enact section 3532 of the Code of Virginia, as amended, 1887-1888, 1889-1890, 1897-1898, 1908, page 362.

To the Committee for Courts of Justice:

By MR. MILSTEAD: A bill to define the duties of police justices in the several municipalities in this Commonwealth in case of conviction for certain offenses.

By MR. WILLEROY: A bill to amend and re-enact section 2518 of the Code of Virginia of 1887, entitled revocation of wills generally.

By MR. WILLEROY: A bill to amend and re-enact section 3359 of the Code of Virginia of 1887, entitled deposition of witnesses, by whom taken in this State, how certified.

By MR. WILLEROY: A bill regulating actions for the establishment of title by prescription of a private right of way or road over the lands of another, and defining what shall constitute a title to a private right of way or road over the lands of another.

By MR. WILLEROY: A bill to amend and re-enact section 3220 of the Code of Virginia of 1887, entitled process; when issued; how directed and returnable when executed.

To the Committee on Special, Private and Local Legislation:

By MR. ROBERTSON: A bill to authorize C. B. Woodward to establish a ferry across Powell's river at Powell's ford, in Lee county.

By MR. ROBERTS of Mecklenburg: A bill to amend and re-enact section 14 of an act entitled an act to incorporate the town of Lacrosse, Mecklenburg county, Virginia, which took effect February 15, 1901.

By MESSRS. WILLEROY and WALTON: A bill to repeal an act approved February 21, 1817, entitled an act incorporating a company to establish a turnpike road from the city of Richmond, crossing Chickahominy river between the Meadow and New bridges, until it intersects the Swamp road, on the north side of said river, as amended by an act approved January 16, 1826, as further amended by an act approved January 31, 1861, and as further amended by an act approved January 12, 1866.

By MR. EARMAN: A bill to authorize the board of supervisors of Rockingham county, in the State of Virginia, to establish toll gates for the purpose of maintaining the macadam roads in said county.

By MR. JENNINGS: A bill to submit to the qualified voters of the city of Lynchburg, Virginia, at a special election to be held therefor, the question of the establishment at Lynchburg, Virginia, of a dispensary or dispensaries for the sale of intoxicating liquors therein, and in the event that a majority of those voting at said election vote

for said dispensary or dispensaries, then further to provide for the establishment and conduct of same, and to prohibit thereafter within said city the sale, barter or exchange of intoxicating liquor by all persons, firms or corporations, except as herein provided, and to provide for future elections on the question of abolishing such dispensary or dispensaries, and defining the effect of all elections held hereunder.

By MR. CLARKE: A bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to establish the general road fund for the permanent improvement of roads and bridges of Dinwiddie county, to create a road board for Dinwiddie county, and to prescribe its powers and duties, and to provide for the appointment of a county superintendent of roads, and to regulate his duties, approved March 8, 1904, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 12, 1908, as amended and re-enacted by an act approved March 10, 1910.

To the Committee on General Laws:

By MR. WISE: A bill to amend and re-enact section 1 of chapter 3 of the act concerning corporations, which became a law May 21, 1903, as amended and re-enacted by an act approved February 17, 1910.

By MR. BAKER of Chesterfield: A bill to require persons, firms or corporations doing business in this State, who sell or rent personal property on the installment plan, retaining title to the same until paid for to sell the said personal property at public auction upon default in payment of the installments, and to refund the excess over cost and the amount due to the purchaser.

To the Committee on Roads and Internal Navigation:

By MR. CREAMER: A bill to prohibit railroad and street car companies in this State from working their employees for a longer period than twelve hours out of each twenty-four hours.

By MR. BREWER: A bill to amend and re-enact section 6 of chapter 4 of an act entitled an act concerning public service corporations, approved January 18, 1904, so as to require railroad companies under certain conditions to keep in their employ two ticket agents at certain regular passenger depots along their lines.

To the Committee on Schools and Colleges:

By MR. RADFORD: A joint resolution providing for the reduction of the number of school divisions in this State.

To the Committee on Privileges and Elections:

By MR. BAIN: A bill to amend and re-enact section 70 of the Code of Virginia, as amended and re-enacted by an act approved March 17, 1910.

To the Committee on Public Property:

By MESSRS. WHITE of Albemarle and PAGE: A bill to grant permission to the rector and visitors of the University of Virginia to have a bronze statue cast of Houdon's statue of Washington, in the rotunda of the capitol.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 162. Senate bill to require the board of bridge commissioners of the Falmouth bridge, in the county of Stafford, to let out the collecting of tolls and keeping of said bridge to the highest bidder.

No. 152. Senate bill to authorize the county of Louisa, Virginia, to borrow temporarily not exceeding \$15,000.

No. 161. Senate bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended.

No. 131. Senate bill to amend and re-enact fifth subdivision of section 834-g of the Code of Virginia, authorizing the board of supervisors of each county in the State to levy a tax on dogs, and to enforce collection of said tax, with certain penalties in case of failure to pay the same.

The following House bills were read at length a first time and ordered to be printed:

No. 304. House bill to provide for the working of roads in Norfolk county.

No. 305. House bill regulating contracts of surety between common carriers and their employees and sureties upon such contracts.

No. 306. House bill providing for legal advertising and specifying the rate of same to be charged by newspapers.

No. 307. House bill to amend and re-enact section 3102 of the Code of Virginia, relative to the duties of the reporter of the Supreme Court of Appeals of Virginia.

No. 308. House bill to amend and re-enact section 3937 of the Code of Virginia, 1887, providing when a person sentenced to confinement in county jail may be compelled to work on public roads.

No. 309. House bill to prescribe the effect as evidence to be given to deeds recorded prior to the year 1865.

No. 310. House bill to validate deeds the certificates of recorda-

tion of which have not been signed by the clerk, and cannot now be signed.

No. 311. House bill to add an independent section, to be known as section 2547-b, to chapter 112 of the Code of Virginia of 1887, holding the heir at law liable to the devisee for the value of real estate sold to a bona fide purchaser.

No. 312. House bill to amend and re-enact an act entitled an act to protect the title of a bona fide purchaser of real estate for value from the heir at law of a decedent against a devisee of the said real estate without notice to such purchaser, approved February 2, 1892.

No. 313. House bill to amend and re-enact section 2965 of the Code of Virginia, with reference to the direction and return of attachments, as amended by acts approved January 30, 1894, February 27, 1894, and December 10, 1903, by adding a provision requiring the payment within thirty days under the penalty of dismissal of the proper writ tax in case of an attachment for an amount exceeding \$20 returned to a circuit or city court.

No. 314. House bill to amend and re-enact section 4025 of the Code of Virginia, as heretofore amended.

No. 315. House bill to amend and re-enact section 3 of an act entitled an act to establish the law and equity court of the city of Richmond, and to define its jurisdiction and relation to the other courts of said city, approved February 12, 1894.

No. 316. House bill concerning the transfer of shares of stock in corporations.

No. 317. House bill amending section 2678 of Code, in relation to the exhibit of the accounts of fiduciaries for settlement.

No. 318. House bill amending section 2674 of Code, in relation to the return of accounts of sales by fiduciaries.

No. 319. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 2498 of the Code of Virginia, as amended and re-enacted by an act approved February 27, 1894, as amended and re-enacted by an act approved February 29, 1896, as amended and re-enacted by an act approved February 28, 1898, as amended and re-enacted by an act approved March 3, 1898, as amended and re-enacted by an act approved January 17, 1900, as amended and re-enacted by an act approved March 5, 1900, as amended and re-enacted by an act approved February 16, 1901, in relation to deeds of trust and other encumbrances.

No. 320. House bill to protect villages and unincorporated communities having within definite boundaries a population of three hundred or more, against the running at large of horses, mules, ponies, asses, cattle, hogs, sheep and goats within said boundaries, and to



authorize the circuit court of the county in which such village or community is located to fix the boundaries thereof for the purposes aforesaid.

No. 321. House bill to allow boards of supervisors in counties to employ a competent accountant when they deem it necessary in the settlement of any accounts.

No. 322. House bill to amend and re-enact section 38 of an act of the General Assembly of Virginia, approved March 18, 1896, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and defining the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1900, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

No. 323. House bill to amend and re-enact section 6, chapter 240, of an act approved March 12, 1908, to incorporate the town of Branchville, Southampton county, Virginia.

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors and to declare the effect of the result of such election, was, on motion of MR. JORDAN, taken up out of its order on the calendar and made a special and continuing order for Tuesday, February 20, 1912, at 12:30 P. M.

The amendment proposed by the Senate to the following House bills were agreed to:

No. 57. House bill to extend the time for collecting taxes accounted for by the city and county treasurer, and not returned delinquent—yeas, 77; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bain, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Milstead, Montague, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—77.

NAYS—None.

No. 97. House bill to amend and re-enact sections 2, 3, 4, 5, 8, 9, 11, 12, 15, 16, 17, 18, 19, 20, 21, 27, 33, 42, 45, 47, 53, 54, 55, 60, 68, 69, 79, 80, 81, 82, 87, 88, 99, and 101 of an act approved February 28, 1896, entitled An act to provide a new charter for the city of Roanoke—yeas, 72; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—72.

NAYS—None.

No. 119. House bill to amend and re-enact section 3058 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly, approved on the 26th day of December, 1903, so as to give to courts of equity jurisdiction to remove clouds from title to real estate where the complainant is not in possession, or where the complainant has the equitable right to the legal title—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

Motions severally made to reconsider the votes by which the amendments proposed by the Senate to Nos. 57, 97 and 14, House bills, were agreed to were rejected.

The following House bills were read at length a third time and passed:

No. 168. House bill to authorize the board of supervisors of the county of Nottoway to borrow the sum of \$10,000, or so much thereof as may be necessary, to continue the improvement of the public roads of the said county—yeas, 88; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—88.

NAYS—None.

No. 169. House bill to prohibit driving and riding on sidewalks in unincorporated towns and villages—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—88.

NAYS—None.

No. 170. House bill to prohibit the opening, repairing or maintaining of any street or alley through, on or over any lands within any of the cities or towns of this Commonwealth which belongs to the Commonwealth of Virginia to the Confederate Memorial Association or any agency of the State—yeas, 88; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—88.

NAYS—None.

No. 172. House bill to repeal section 63 of chapter 5 of the act concerning corporations, which became a law without the Governor's signature March 4, 1904—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

No. 173. House bill to amend and re-enact section 3191, chapter 154, of the Code, as amended by an act in force on and after February 2, 1892, and by an act in force on and after July 1, 1896, and by an act approved March 14, 1910, relating to how a person is licensed to practice law in the State of Virginia—yeas, 89; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—89.

NAYS—None.

No. 235. House bill to authorize and empower the boards of supervisors of the counties of Essex and King William to sell and convey unto the Washington and Chesapeake Bay Railway Company a right of way through the poor farms in the said counties—yeas 90; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure,



Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 168, 169, 170, 172, 173 and 235, House bills, were passed were rejected.

The following Senate bills were read at length a second time:

No. 133. Senate bill to amend and re-enact section 3533 of the Code of Virginia.

No. 65. Senate bill to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066 and 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits, and giving jurisdiction to courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion there or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910.

No. 62. Senate bill to authorize the ascertainment and designation of the boundary line of real estate.

No. 85. Senate bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same.

No. 141. Senate bill to amend and re-enact an act entitled an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 8, 1880, and all acts amendatory thereof, approved February 29, 1892,

as further amended by an act entitled an act to amend and re-enact sections 1 and 2 of an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, and to add an independent section and empower the town council of said town to negotiate a loan not to exceed \$5,000 approved March 5, 1896.

No. 14. Senate bill to amend and re-enact section 1913 of the Code of Virginia, relative to the standard of cord measure and of agriculture products.

No. 98. Senate bill to amend and re-enact sections 6 and 8 of an act entitled An act to constitute the town of Warrenton and surrounding territory a separate school district, approved March 14, 1878.

No. 97. Senate bill to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910.

No. 42. Senate bill regulating policies insuring against accidental bodily injury or disease, issued in this State, and the companies issuing the same.

No. 44. Senate bill to provide a reserve for outstanding liability losses of insurance companies transacting the business of insuring any one against loss or damage resulting from accident to, or injury suffered by, an employee or other person, for which the person is liable.

No. 46. Senate bill in relation to proceedings against the liquidation of delinquent insurance corporations.

No. 130. Senate bill to provide that the status of a bank as a State depository shall not be affected by a change of the name or merger of such bank with another bank, or because it shall be converted into a national bank.

No. 132. Senate bill to amend and re-enact section 1 of chapter 2 and section 2 of chapter 6 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

No. 63. Senate bill to authorize the ascertainment of taxes due upon real estate.

No. 122. Senate bill to amend and re-enact section 3737 of the

Code of Virginia, in relation to forgery, uttering, etc., and how punished.

No. 119. Senate bill to amend and re-enact section 3704 of the Code of Virginia of 1887.

No. 178. Senate bill to amend section 3 of an act approved March 3, 1892, entitled An act making an annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed.

No. 32. Senate bill to prohibit the use of the name, photograph or likeness of any deceased officer of the Confederate army or navy as the name, brand or trademark or trade name for any intoxicating liquor or beverage, and providing penalty for violation.

No. 20. Senate bill to require a course of instruction to be given in civic training in all public high schools and all higher institutions of learning supported by the State.

No. 179. Senate bill to facilitate the development of the resources of the State by providing ways of ingress and egress for mining, manufacturing and timber cutting, and to authorize proper pass-ways, tram roads, haul roads and other means of transportation over the lands of another or others.

No. 41. Senate bill to prohibit any person or persons without authority from hypnotizing or mesmerizing, or attempting to hypnotize or mesmerize, any person or persons, and to prohibit any person or persons from consenting to be hypnotized or mesmerized, or attempting to be hypnotized or mesmerized.

The following House bills, having been printed, were read at length a second time and ordered to be engrossed:

No. 105. House bill to amend and re-enact subsection 7 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State, to prohibit the employment of vessels owned by non-residents for such bluefishing, to require a license tax on

residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, by an act approved March 14, 1910. (Amended.)

No. 113. House bill to amend and re-enact section 2 of an act approved March 4, 1896, to provide for the making and keeping in repair the roads and bridges in the county of Charlotte, and to provide for the taking of wood, stone, gravel, earth and other materials that may be necessary in constructing or repairing the public roads in the county of Charlotte, adding sections 14 and 14½. (Substitute agreed to.)

No. 136. House bill to authorize the board of supervisors of Charlotte county to sell or rent a farm containing five hundred acres situated at Saxe, in Bacon magisterial district, Charlotte county, Virginia, and directing the disposition of the proceeds thereof. (Amended.)

No. 147. House bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection.

No. 150. House bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended.

No. 158. House bill to amend and re-enact an act to amend and re-enact an act to provide for the improvement of public roads in Charlotte county, to authorize the issuance of county bonds for the purpose, and to apportion the proceeds of said bonds among the several magisterial districts, and to provide for the authorization of the issue of bonds by an election, approved March 11, 1908, adding thereto sections 12½, 17½ and 17½-a, approved March 10, 1910, adding thereto sections 17½-b, 17½-c and 17½-d.

No. 172. House bill to permit the establishment of a private bridge over the waters of Skiffs creek, between the counties of Warwick and James City, Virginia.

No. 184. House bill to amend and re-enact sections 4, 12, the first subsection of section 23, sections 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, the power to establish and enlarge water works, printing of ordinances, the pay



of councilmen and other city officers, and to add to the said charter a new section, to be known as section 24-a, in reference to the issue of bonds. (Amended and title amended.)

No. 185. House bill to empower the council of the town of Chatham, in the county of Pittsylvania, to issue and sell bonds for the purpose of improving the streets, improving the water system and establishing a sewerage system in said town; provided, that the question of such bond issue for the purposes named be first submitted to the qualified voters of said town, and to authorize said council to call an election for the submission of the same to the voters.

No. 186. House bill to authorize the city council of Fredericksburg to issue its coupon or registered bonds for the purpose of improving its streets in said city.

No. 199. House bill to amend and re-enact sections 4, 8 and 22 and to repeal sections 16, 17, 18 and 19 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act approved March 7, 1900, entitled an act to provide for the working and keeping in repair the public roads and bridges in the county of Washington, and to authorize the board of supervisors to borrow money by the issue of bonds, and to build bridges and to macadamize the roads in said county, and to authorize the qualified voters of said county to vote on the question, approved April 2, 1902, as amended and re-enacted by an act approved May 15, 1903, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 13, 1908, as amended and re-enacted by an act approved March 11, 1910.

No. 200. House bill to amend and re-enact an act of the General Assembly, approved March 4, 1894, entitled an act to provide for the working and keeping in order the public roads of the counties of Greene and Madison, as amended by an act approved May 14, 1903, so far as the same applies to Madison county, so as to provide for the opening, constructing, maintaining and working the roads and keeping in order the causeways and bridges of Madison county, and creating the office of superintendent of roads, and prescribing his duties and compensation, and repeal any act in conflict herewith.

No. 201. House bill to amend an act approved January 25, 1898, entitled an act to provide for the opening and working of roads and keeping the same in repair and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving the roads in Catalpa magisterial district, in such

county, including the town of Culpeper, and defining the effect thereof.

No. 223. House bill to amend and re-enact an act approved March 1, 1906, entitled An act for the protection of fish in Nottoway river, in Southampton, Sussex, Dinwiddie, Brunswick and Greensville counties, Virginia.

No. 224. House bill to amend and re-enact an act to further preserve and protect the game in the county of Patrick, approved March 15, 1910.

No. 233. House bill to amend and re-enact the twelfth section of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended.

No. 234. House bill to amend the charter of the city of Alexandria, Virginia, affecting its control of its fire and health departments.

No. 236. House bill to authorize the county of Elizabeth City to expend certain money in the sinking fund of said county for the repair of Hampton bridge.

No. 247. House bill to repeal an act entitled An act for the protection of deer in the counties of Gloucester and Mathews, approved January 16, 1902.

No. 251. House bill to amend and re-enact subsection 2 of section 2070-a, and section 2079 of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a, by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a, by an act approved March 15, 1906, and as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as far as the same applies to the counties of New Kent, Charles City, James City, Surry and Prince George, and making carrying a gun under certain conditions a misdemeanor.

No. 258. House bill to authorize the county school board of the county of James City to convey what is known as the Hickory Neck Academy lot, with the building thereon, to the duly appointed trustees for the congregation of Hickory Neck Protestant Episcopal Church of Blissland Parish, in James City county, Virginia.

No. 263. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to authorize the board of supervisors of the county of Carroll to let to contract the roads of said county, and to levy a tax to keep same in proper repair, as

amended by an act approved February 29, 1892, and February 2, 1894, and acts amendatory thereof, respectively, January 22, 1898, March 7, 1900, March 14, 1906, as amended by an act approved March 16, 1910.

No. 164. House bill to amend section 22 of chapter 74, Acts 1908, approved February 25, 1908, entitled an act to amend and re-enact chapter 184 of the Acts of the General Assembly of Virginia, 1890, entitled an act to provide for the working of and keeping in repair the public roads and bridges of Smyth county, approved February 6, 1890.

No. 271. House bill to amend and re-enact sections 17, 18 and 19 of an act entitled an act for working roads in the county of Loudoun, approved February 16, 1880, as amended and re-enacted by an act approved February 2, 1894, and further amended by an act approved April 27, 1903, and an act approved March 15, 1910.

No. 292. House bill to repeal an act entitled an act to enable the town of Fincastle, in Botetourt county, to vote on the question of liquor license, and to extend the provisions of chapter 25 of the Code of Virginia so as to apply to said town, approved January 30, 1900, being chapter 213 of Acts of Assembly, 1899-1900.

No. 293. House bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908.

No. 295. House bill to amend and re-enact sections 2 and 3 of an act entitled an act for the protection of fish in Washington county, Virginia, approved March 8, 1894, as amended and re-enacted by an act approved March 14, 1910.

No. 296. House bill to prevent the trapping of foxes in the county of Culpeper, except during the months of November and December in any year, and requiring those who trap foxes to visit their traps every day they so trap and release any dog or dogs that may have been caught in said traps. (Title amended.)

No. 299. House bill to amend and re-enact section 2108 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact section 2108 of the Code of Virginia, as to unlawful fishing, and to prescribe the time for catching bass, approved March 16, 1910, so as to exclude from the operation thereof New river, in Wythe county, Virginia, and to prevent the catching of fish with seines in certain waters of said county.

No. 301. House bill to amend an act approved March 4, 1896, entitled An act providing for the working, opening and keeping in repair the roads in the county of Lunenburg, and for the building and keeping in repair the bridges in said county, by adding a new section (14-a) thereto, providing for submitting to the qualified voters of the

several magisterial districts in Lunenburg county the question as to the issuance of bonds by such magisterial districts for the construction and repair of the public roads in said magisterial districts.

On motion of MR. WHITE of Rockbridge, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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WEDNESDAY, FEBRUARY 14, 1912.

Prayer by Rev. J. T. Mastin, Secretary of the Board of Charities.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 13, 1912.*

The Senate has passed Senate bills entitled an act to release certain tax judgments against the land of J. R. Caldwell in Culpeper county, Virginia, No. 50; an act to appropriate the sum of \$6,500 to redeem "registered certificates" No. 15, issued under the provisions of an act approved February 23, 1892, No. 138; an act to amend and re-enact an act entitled an act to authorize the trustees of New London Academy to lease said buildings to county superintendents of schools of Bedford and Campbell counties for school purposes, approved May 10, 1887, as amended by an act approved March 2, 1910, authorizing the trustees of the New London Academy to convey the real and personal property vested in them to the county school boards of Bedford and Campbell counties, and providing for the maintenance and management of the academy, and to enlarge the powers of the said board of managers, No. 183; an act to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection, No. 202; an act to reimburse W. C. Parks and others, district road commissioners for Washington county, for advancing certain funds for local public road improvements on account of a deficiency in the State convict road force fund, No. 206; an act to amend and re-enact section 16 of an act entitled An act to amend an act and re-enact an act entitled an act to amend and re-enact an act to provide for creating, working and maintaining public roads in Fairfax county, and defining the boundaries of



the same, approved March 14, 1904, approved March 8, 1906, approved March 14, 1908, No. 209; an act to authorize the Auditor of Public Accounts to pay to the Confederate Memorial Association at Courtland, Virginia, certain sums of money appropriated to it which it has failed to draw, No. 220; an act to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same, No. 222; an act to authorize the city council of Fredericksburg to issue its coupon or registered bonds for the purpose of improving its streets in said city, No. 232; an act to incorporate the town of Dillwyn, in Buckingham county, Virginia, No. 235; an act to amend and re-enact sections 4, 12, 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, and the printing of ordinances, and to add to the said charter a new section, to be known as section 24-a, in reference to the issue of bonds, No. 253; an act to amend and re-enact an act entitled An act to provide a new charter for the city of Portsmouth, approved March 10, 1908, by adding a new chapter thereto, to be known as chapter 9, in relation to a civil and police justice, providing for his election or appointment and qualifications, describing his powers, duties, jurisdiction, term of office and compensation, and repealing section 7 of chapter 2 of said city charter, No. 254; an act to amend and re-enact an act approved March 7, 1894, entitled an act to provide for working and keeping in repair the public roads of Nelson county, as amended by an act approved February 26, 1896, and as further amended by an act approved March 3, 1898, No. 264; an act to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments, No. 268; an act to amend and re-enact section 123 of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended, No. 269; an act to amend and re-enact an act entitled An act to provide for a new charter for the town of Farmville, approved February 10, 1890, as amended by an act to amend and re-enact section 18 of the charter of the town of Farmville, approved February 9, 1898, and as amended by an act to amend and re-enact sections 1, 13 and 21 of an act entitled an act to provide a new charter for the town of Farmville, approved February 20, 1900, as amended by an act to amend and re-enact section 21 of the charter of the town of Farmville, approved February 8, 1901, No. 292; an act to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1,

1888, by an act approved February 25, 1892, and by acts approved February 26, 1894, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898, No. 210; and an act providing the manner in which cities and towns of this Commonwealth may obtain leave to erect a dam in or across a water course, and prescribing the procedure to be had in connection therewith, No. 318.

In which they request the concurrence of the House of Delegates.

No. 183, Senate bill, was referred to the Committee on Schools and Colleges.

Nos. 209 and 264, Senate bills, were referred to the Committee on Roads and Internal Navigation.

Nos. 138, 50, 206 and 220, Senate bills, were referred to the Committee on Finance.

Nos. 202, 222, 232, 235, 253, 254, 268, 269, 292, 210 and 318, Senate bills, were referred to the Committee on Counties, Cities and Towns.

No. 66. Senate bill to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved on the 3d day of March, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved March 5, 1900, as amended and re-enacted by an act entitled an act to amend and re-enact sections 3498, 3500, 3505, 2506 and 3508 of the Code of Virginia, and to amend and re-enact section 3515 of the Code of Virginia, as amended by an act approved February 14, 1896, and section 3519 of the Code of Virginia, as amended by an act approved February 18, 1896, and section 3528, as amended by an act approved March 5, 1900, and also to repeal section 3524 of the Code of Virginia, as amended by an act approved February 20, 1900, and section 3525 of the Code of Virginia, approved on the 31st day of December, 1903, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528, as amended and re-enacted by an act of the General Assembly of Virginia, entitled an act to amend and re-enact section 3528, approved March 15, 1906, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 17, 1910, having been considered by the committee in session, was reported from the Committee on Finance, with amendments.

The following Senate bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 59. Senate bill providing that partnership real estate shall be treated as personal property, unless a different intention shall appear, with amendment.

No. 109. Senate bill to invest boards of supervisors of counties having a population greater than 300 inhabitants per square mile, as shown by United States census, the same powers and authority now vested or hereafter conferred upon common councils of cities and towns, with amendment.

No. 251. Senate bill to amend an act approved January 25, 1908, entitled an act to provide for the opening and working of roads and keeping the same in repair, and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

No. 3. Senate joint resolution proposing amendment to section 117 of article 8 of the Constitution of Virginia, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

The following House bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 324. House bill to prohibit the selling of cider, except such as is made direct from apples, grapes or other fruits, and prescribing a license for selling all other kinds, manner of obtaining said license and prescribing the penalties for violation of the provisions of this act.

No. 325. House bill to authorize the board of supervisors of Isle of Wight county to appropriate money for the erection of a wharf on Chuckatuck creek.

No. 326. House bill to provide an election by the qualified voters of Red Bank magisterial district, in which is the town of Virgilina, in Halifax county, Virginia, to determine whether or not intoxicating liquors shall be manufactured or sold in any manner within the bounds of said district, to define the result of such election, and if the result of said election is against the sale of liquor, to abolish the dis-

pensary in said district, or if the result be in favor of the sale of liquor, to preserve the present law therein, and to provide for biennial elections in said district on said questions.

No. 327. House bill to abolish county and city poorhouses, to authorize the sale and conveyance of all real and personal property belonging to the several cities and counties for the care and maintenance of the poor, and requiring the authorities of said counties and cities to purchase farms of suitable size, fertility and location, and in each congressional district of the State to erect suitable buildings, to be called district homes, to which all of the counties and cities in said district must send its poor and care for the same; providing for the appointment of boards of control, superintendents, physicians and necessary employees.

No. 328. House bill to authorize and empower the board of supervisors of Accomac county to levy a tax for the support and maintenance of a public library.

No. 329. House bill to amend and re-enact an act entitled an act to establish a public free school on the grounds of the prison association of Virginia at Laurel, Henrico county, and to make appropriation for erection and equipment of schoolhouse, and to provide for the conduct and maintenance of the same, approved March 16, 1908, having been considered by the committee in session, was reported from the Committee on Schools and Colleges.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 330. House bill to amend and re-enact an act entitled an act to amend and re-enact section 10 of an act entitled an act to raise revenue for the support of the government and public free schools and pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved March 16, 1903, as amended by an act approved February 19, 1904, approved January 21, 1908.

No. 331. House bill fixing salaries of judges of the Supreme Court of Appeals of Virginia, whose terms of office commence on or after the first day of February, 1913.

No. 332. House bill to provide for a uniform ending and beginning of the fiscal year in Virginia.

No. 333. House bill to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 10, 1906, and as amended and re-enacted by an act approved March 12, 1908.

The following House bills, having been considered by the commit-



tee in session, were reported from the Committee on Agriculture and Mining:

No. 334. House bill to amend and re-enact section 7 of an act approved March 17, 1910, entitled an act to constitute a united agricultural board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture, and the State Board of Education, in co-operation with the United States Department of Agriculture, for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties, so as to exclude from the operation thereof the county of Wythe, and to add a proviso to said section.

No. 335. House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 17, 1910, entitled an act to constitute an united agricultural board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture and the State Board of Education, in co-operation with the United States Department of Agriculture, for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties.

The following House bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 336. House bill prescribing the effect as evidence of certain ancient deeds and the recitals or references therein contained.

No. 337. House bill to amend and re-enact section 3158 of the Code of Virginia.

No. 338. House bill to provide for the indexing of marginal releases when payment or satisfaction is made of a debt secured by mortgage, deed of trust, vendors' or mechanics' lien, and such payment or satisfaction is entered on the margin of the book where such encumbrance is recorded.

No. 339. House bill to validate and hold firm and binding the receipt, recordation and verification of deeds, orders of probate, fiduciary accounts, and other papers and writings received into the clerk's office of the courts of this Commonwealth by the clerks thereof, and transcribed upon the record books in said office, though the receipt, recordation and verification certificates attached thereto have not re-

ceived the attesting signatures of said clerks, and to provide for the attesting and verification of the same.

No. 340. House bill to amend and re-enact section 3679 of the Code of Virginia.

No. 341. House bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, by an act approved March 14, 1908, to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, approved March 14, 1910, having been considered by the committee in session, was reported from the Committee on Chesapeake and Its Tributaries.

The following House bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 342. House bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1896, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910.

No. 343. House bill to amend and re-enact an act entitled An act to authorize the Washington and Leesburg Turnpike Company, a corporation incorporated under the laws of Virginia, to take possession of certain turnpikes abandoned as such, and now used as county roads in the counties of Loudoun, Fairfax and Alexandria, and also to take possession of a portion of a county road in Fairfax county, and to improve said abandoned turnpikes or county roads, and said portion of county roads, and to convert the same into a modern and high class

turnpike for the public convenience, whereon toll may be charged to pay for construction, operation and maintenance of the same, approved January 31, 1910.

The following House bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 344. House bill to amend and re-enact an act entitled An act to protect sheep and other stock in the counties of this State, approved March 29, 1908, so that said act when amended shall read as follows.

No. 345. House bill to repeal chapter 440 of the Acts of Assembly of 1902-1903-1904, being an act of the General Assembly of Virginia, approved December 12, 1903, entitled An act to establish a dispensary for the sale of intoxicating liquors in Leigh magisterial district, at Meherrin, Prince Edward county, Virginia, to prohibit all persons, firms, corporations to sell, barter or exchange such liquors in said magisterial district, and to repeal all laws in conflict with this act, so far as they apply to said magisterial district.

MR. GILLIAM was granted two days' leave of absence, on motion of MR. SPESSARD.

MR. MONTAGUE offered the following resolution:

Resolved, That when the calendar is reached to-day the House proceed to consider House bills on their second reading in regular order, but when ten members shall object to the consideration of any bill the same shall be passed by.

MR. THROCKMORTON offered the following resolution as a substitute:

Resolved, That when the calendar is reached to-day only House bills on their second reading shall be considered in their regular order, and the same rule shall apply when the calendar is reached to-morrow; which was rejected.

The question being on the resolution offered by MR. MONTAGUE, was put and decided in the affirmative.

THE SPEAKER laid before the House the following:

Joint resolution proposing amendment to section 117 of article 8 of the Constitution of Virginia.

Whereas the proposed amendment to section 117 of the Constitution, hereafter fully set forth, was agreed to by a majority of the members elected to the two houses of the General Assembly at its session of 1910, and referred to this, the next General Assembly, and published for three months, as required by the Constitution, and as shown by report of such publication by the Clerk of the House of Delegates; now, therefore, be it

1. Resolved by the Senate and the House of Delegates (a majority

of the members elected to each house agreeing thereto), That the following amendment to the Constitution of Virginia be, and the same is hereby, proposed, in conformity with the provisions of section 196 of article 15 of said Constitution, namely:

Strike out from the Constitution of Virginia section 117, which is in the words and figures following, to-wit:

Sec. 117. General laws for the organization and government of cities and towns shall be enacted by the General Assembly, and no special act shall be passed in relation thereto, except in the manner provided in article 4 of this Constitution, and then only by a recorded vote of two-thirds of the members elected to each house; but each of the cities and towns of the State having at the time of the adoption of this Constitution a municipal charter may retain the same, except so far as it shall be repealed or amended by the General Assembly; provided, that every such charter is hereby amended so as to conform to all the provisions, restrictions, limitations and powers set forth in this article or otherwise provided in this Constitution.

And insert in lieu thereof the following:

Sec. 117. General laws for the organization and government of cities and towns shall be enacted by the General Assembly, and no special act shall be passed in relation thereto, except in the manner provided in article 4 of this Constitution, and then only by a recorded vote of two-thirds of the members elected to each house, and except also in the case of cities having more than fifty thousand inhabitants, as hereinafter provided; but each of the cities and towns of the State having at the time of the adoption of this amendment a municipal charter may retain the same, except so far as it shall be repealed or amended by the General Assembly; provided, that every such charter is hereby amended so as to conform to all the provisions, restrictions, limitations and powers set forth in this article, or otherwise provided in this Constitution.

Notwithstanding, however, anything in this article contained, the General Assembly may, by general law or by special act (passed as prescribed in article 4 of this Constitution) depart in any respect (except as otherwise in this section expressly provided) from the form of organization and government prescribed by this article for cities and towns, and may provide, from time to time, for the various cities and towns of the Commonwealth such form or forms of municipal government as the General Assembly may deem best; but no form or forms of government authorized by the second paragraph of this section shall become operative except as to such cities or towns as may thereafter adopt the same by a majority vote of its qualified electors at an election to be held as may be prescribed therefor by law. All limitations on the powers of the councils of cities and towns imposed by



this article shall apply in like manner to the principal legislative authority under any form of government which may be authorized hereunder. The term "council" as used in sections 125 and 127 of this Constitution shall be construed to include the body which, under any form of municipal government, shall be vested with the principal legislative authority of such municipality.

The General Assembly, for the purposes of this article, may classify cities according to their population, but the maximum population prescribed for any class shall exceed the minimum population for the same class by at least ten thousand. The General Assembly, at the request, made in manner which may be prescribed by law, of any city having a population of over fifty thousand inhabitants, may grant a special form of government for such city.

Any laws or charters enacted pursuant to the provisions of this section shall be subject to the provisions of this Constitution relating expressly to judges and clerks of courts, attorneys for the Commonwealth, commissioners of revenue, city treasurers and city sergeants.

The question being on agreeing to the joint resolution, was put and decided in the affirmative—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norriss, Oliver, Page, Parker, Peek, Peyton, Radford, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—88.

**NAYS**—None.

MR. BANKS moved to reconsider the vote by which the House agreed to the joint resolution; which was rejected.

THE SPEAKER laid before the House the following Senate joint resolution, No. 4:

1. Resolved by the Senate of Virginia (the House of Delegates concurring), That the Governor of this State shall appoint three delegates to attend the convention called by the Governor of the State of Pennsylvania to meet at the capitol of that State at Harrisburg, February 20 and 21, 1912, to consider measures to be taken to prevent the further spread of the chestnut bark disease, which is now seriously threatening the trees of that growth in this and other States; which was agreed to.

THE SPEAKER laid before the House the following communication :

RICHMOND, *February 14, 1912.*

HONORABLE RICHARD EVELYN BYRD,  
*Speaker, House of Delegates,*  
*Richmond, Virginia.*

DEAR SIR:

I have the honor to acknowledge receipt of a resolution passed by your honorable body on the 9th of February, 1912, which is as follows:

"Whereas, nearly fifty years have passed since the close of the great Civil strife between the States; and,

"Whereas, in ten years more the greater portion of the veterans will have passed over the river, and whatever is done for them must be done now or it will be forever too late; and,

"Whereas, the State is now appropriating approximately \$500,000 per year for pensions for the Confederate veterans which is all that can be taken from the State's revenues; and,

"Whereas, it is desirable, if possible, to provide a larger sum for the few remaining years in which the Confederate veterans will survive, for the purpose of increasing the pensions of those worthy heroes; and,

"Whereas, it has been thought desirable, in addition to the \$500,000 now appropriated, to provide another and additional \$500,000 to be raised by bond issue for the next ten years, at which time it is thought that the beneficiaries of the fund will be so few that the State can easily provide for them and the regular appropriation can be continued until the bond issue herein contemplated has been fully liquidated, thus imposing no additional burden on the State treasury and at the same time giving instant and present relief to the worthy veterans, many of whom are now in want.

"Now, therefore, be it resolved, that the Attorney-General be requested to inform the House whether, in his opinion, a temporary bond issue can be lawfully made for \$500,000 per year for ten years for the purpose named, the retirement of the same to begin in eleven years and the amount of each annual issue to be retired each succeeding year until all shall have been retired."

I have duly considered the same, and beg leave to call to the attention of the House of Delegates section 184 of the Constitution, which is as follows:

"No debt shall be contracted by the State except to meet casual deficits in the revenue, to redeem a previous liability of the State, to suppress insurrection, repel invasion, or defend the State in time of war. No script, certificate, or other evidence of State indebtedness shall be issued except for the transfer or redemption of stock previously issued, or for such debts as are expressly authorized in this Constitution."

In my opinion this provision of the Constitution controls the question submitted and is conclusive, and prohibits the Legislature from issuing the bonds, and from creating the debt against the Commonwealth mentioned in said resolution.

If this construction of the constitutional provision above quoted needed confirmation, it is found in other provisions of the Constitution empowering the legislature to make provision for pensioning Confederate soldiers.

I have the honor to be,

Very truly yours,

SAMUEL W. WILLIAMS.  
*Attorney-General of Virginia.*

The following were presented and referred under Rule 37:

To the Committee for Courts of Justice:

By MR. WALTON: A bill to permit recordation of deeds with the

register of the land office, in addition to the local recordation, when desired, and to fix fees for such service.

By MR. STEBBINS: A bill to protect landlords and employers by making it larceny for tenants, share hands and laborers to obtain advances and fail to repay the same, under certain conditions.

By MR. CREAMER: A bill to amend and re-enact section 3601 of the Code.

By MR. CREAMER: A bill to provide for the allowance to a judgment debtor, after garnishment, of exemption under section 3652 of the Code, and to regulate the procedure in such cases.

By MR. WILLEROY: A bill to amend and re-enact section 3003 of the Code of Virginia of 1887, as amended by an act approved February 23, 1898, entitled proceeding by interrogatories to ascertain estate of debtor on which fieri facias is a lien and any real estate to which he is entitled; how answers to interrogatories compelled.

To the Committee on Roads and Internal Navigation:

By MR. TIFFANY: A bill for the purchase or lease of quarries and for the equipment of same with proper machinery for the quarrying and crushing of stone with convict labor for use on public highways of the State.

By MR. NORRIS: A bill to amend and re-enact section 10 of an act entitled An act to provide for the establishment, proper construction and permanent improvement of the public roads and landings, for building and keeping in good repair of all public roads, bridges, causeways and wharves in the several counties of this State, and to repeal chapter 43 of the Code of Virginia, approved March 12, 1904.

To the Committee on Special, Private and Local Legislation:

By MR. BANKS: A bill to amend and re-enact section 2 of an act of the General Assembly of Virginia, approved March 14, 1904, entitled an act to annex additional territory to the city of Norfolk, and to provide for the government of said annexed territory.

By MR. CREAMER: A bill to permit the opening by the city of Richmond, through the grounds of R. E. Lee Camp, No. 1, Confederate Veterans, of Stuart avenue.

By MR. WEAVER: A bill to prescribe a fence law for Fork magisterial district, of Warren county.

By MR. STRATTON: A bill to prohibit the sale of cider and other drinks containing over one-half of one per cent. alcohol within one mile of Elon Baptist Church, in the town of Pamplin City, Appomattox county.

By MR. COX: A bill to provide for the appointment of a commission, to be known as the Virginia Waterways Commission.

By MR. BANKS: A bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

By MR. COX: A bill to appropriate \$50,000 for the erection of a building upon the grounds of the Virginia State Fair Association, Inc., in the county of Henrico, Virginia, for the purpose of exhibiting the agricultural and mineral products of the several counties of the State of Virginia during the annual exhibits of the Virginia State Fair Association, Inc., and at such other times as the commission hereinafter provided may determine.

By MR. COX: A bill to appropriate the sum of \$120 annually to the support of Virginia room of the Confederate Memorial and Literary Society.

By MR. LOVE: A bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia.

To the Committee on Insurance and Banking:

By MR. MONTAGUE: A bill to provide a reserve which banks shall maintain.

By MR. MOSELEY: A bill to punish officers, agents and employees of banks for the misuse of the money or assets of such banks.

To the Committee on Schools and Colleges:

By MR. HARWOOD: A bill to authorize the rector and board of visitors of the University of Virginia to merge into the medical department of the University the property and school of the Medical College of Virginia, and of any medical college in Virginia under private control.

By MESSRS. WALTON and OLIVER: A bill to repeal an act approved March 14, 1908, entitled an act to provide (in certain cases) for the compulsory attendance of children between the ages of eight



and twelve years upon the public schools of Virginia, and providing penalty for failure, and designating the manner of collecting such penalty.

By MR. RADFORD: A joint resolution providing for the reduction of the number of school divisions in the State.

By MR. RADFORD: A resolution reducing the annuities of higher institutions of learning ten per cent.

To the Committee on Chesapeake and Its Tributaries:

By MR. NORRIS: A bill to amend and re-enact section 2148 of the Code of Virginia, as amended by an act approved February 14, 1901, as amended by an act approved April 24, 1903, and by previous acts, in relation to the time for taking oysters, and to prohibit the use of patent tongs, approved March 10, 1906.

To the Committee on Public Property:

By MR. WILLIAMS: A bill to amend and re-enact an act entitled an act to assign offices to the several departments and officers of the State government in the several public buildings owned by the State, approved March 14, 1906.

To the Committee on Asylums and Prisons:

By MR. KEMPER: A bill to permit the directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital.

To the Committee on General Laws:

By MR. NORRIS: A bill to provide for the erection and maintenance of railings on the causeways of all wharves in the Commonwealth at which passengers embark or disembark from steamboats.

By MR. COX: A bill to declare the daisy the State flower for Virginia.

By MR. THROCKMORTON: A bill to make the unauthorized use of automobiles or motor vehicles larceny.

By MR. THROCKMORTON: A bill to amend and re-enact section 448 of the Code of Virginia, as amended by an act approved February 9, 1910, entitled an act to amend and re-enact section 448 of the Code of Virginia, as amended.

To the Committee on Privileges and Elections:

By MR. CHALKLEY: A bill to amend and re-enact section 64 of the Code of Virginia, as amended and re-enacted by an act approved December 8, 1903.

To the Committee on Counties, Cities and Towns:

By MR. BORDEN: A bill to amend and re-enact an act entitled an act to organize county and city boards of poor commissioners, and requiring reports from said boards, approved March 10, 1910.

By MR. WILLEROY: A bill to amend and re-enact section 211½ of an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquor and malt beverages, and to impose license taxes thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties.

By MR. WISE: A bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquor, licensing the State for the sale of liquor in sealed packages, or for the continuation of the present laws governing local option elections, and to declare the effect of the result of such elections.

By MR. CHALKLEY: A bill authorizing the board of supervisors to loan money, intended for sinking fund, to liquidate principal on bonds issued by said board, to district school boards for the purpose of building schoolhouses.

By MR. WEAVER: A bill to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties, as amended and re-enacted by an act approved March 15, 1910.

By MR. PEYTON: A bill to amend and re-enact section 2042 of the Code of Virginia, 1904, damages for trespass by animals, forfeiture, and so forth.

To the Committee on Finance:

By MR. ROLSTON: A bill to authorize the Secretary of the Commonwealth to furnish to each of the justices of the peace in the several cities and counties of the Commonwealth a copy of Pollard's Code of 1904, and the supplement thereto.

By MR. COX: A bill to amend and re-enact section 99, in reference to license to keep a bowling saloon, of an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, in-

clusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

By MR. CHALKLEY: A bill to create a permanent high school fund.

By MR. CHALKLEY: A bill fixing the salaries of the judges of the circuit courts whose terms of office commence on or after the 1st day of February, 1913.

By MR. STEPHENSON of Bath: A bill to amend and re-enact section 484 of the Code of Virginia, 1904, to authorize commissioners of the revenue to reduce the assessment on buildings when injured or destroyed, and to reduce the assessment of timber lands when the same is decreased in value by the removal of the timber therefrom.

By MESSRS. BOWMAN, OLIVER, CHALKLEY, WEAVER, LUNSFORD and BYRD: A bill concerning railroad companies in which, or in the stock or securities of which, the Commonwealth owns, or is entitled to, any property rights or interest.

By MESSRS. BOWMAN, OLIVER, CHALKLEY, WEAVER, LUNSFORD and BYRD: A bill to provide for a compromise settlement of certain contentions and differences between the Commonwealth and its political subdivisions, upon the one part, and the Richmond, Fredericksburg and Potomac Railroad Company on the other part.

By MR. THROCKMORTON: A bill to set aside for pensions all sums to be received from the State of West Virginia under the decision of the Supreme Court of the United States, to appoint trustees to collect and expend the same, to authorize loans to be negotiated in the faith of said money, and to provide for the manner of expending the same.

By MR. UTZ: A bill to amend section 8 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

By MR. MALBON: A bill to amend and re-enact paragraph 3 of section 592-a, Pollard's Code of 1904, entitled "mode in which clerks of courts shall keep a record of all taxes and other public moneys collected by them and pay the same into the treasury."

By MR. EARMAN: A bill to amend and re-enact subsection 1 of section 184 of the Code of Virginia, as heretofore amended and re-enacted.

By MR. COX: A bill to amend and re-enact section 17 of an act entitled an act to raise revenue for the support of the public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended by an act approved December 12,

1903, and as further amended by an act approved March 12, 1908, and as further amended by an act approved —, 1912.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 66. Senate bill to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved on the 3d day of March, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved March 5, 1900, as amended and re-enacted by an act entitled an act to amend and re-enact sections 3498, 3500, 3505, 3506 and 3508 of the Code of Virginia, and to amend and re-enact section 3515 of the Code of Virginia, as amended by an act approved February 14, 1896, and section 3519 of the Code of Virginia, as amended by an act approved February 18, 1896, and section 3528, as amended by an act approved March 5, 1900, and also to repeal section 3524 of the Code of Virginia, as amended by an act approved February 20, 1900, and section 3525 of the Code of Virginia, approved on the 31st day of December, 1903, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528, as amended and re-enacted by an act of the General Assembly of Virginia, entitled an act to amend and re-enact section 3528, approved March 15, 1906, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 17, 1910.

No. 59. Senate bill providing that partnership real estate shall be treated as personal property, unless a different intention shall appear.

No. 109. Senate bill to invest boards of supervisors of counties having a population greater than three hundred inhabitants per square mile, as shown by United States census, the same powers and authority now vested or hereafter conferred upon common councils of cities and towns.

No. 251. Senate bill to amend an act approved January 25, 1908, entitled an act to provide for the opening and working of roads and keeping the same in repair and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the



question of borrowing money and issuing bonds therefor, for improving the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof.

The following House bills were read at length a first time and ordered to be printed:

No. 324. House bill to prohibit the selling of cider, except such as is made direct from apples, grapes or other fruits, and prescribing a license for selling all other kinds, manner of obtaining said license, and prescribing the penalties for violation of the provisions of this act.

No. 325. House bill to authorize the board of supervisors of Isle of Wight county to appropriate money for the erection of a wharf on Chuckatuck creek.

No. 326. House bill to provide an election by the qualified voters of Red Bank magisterial district, in which is the town of Virgilina, in Halifax county, Virginia, to determine whether or not intoxicating liquors shall be manufactured or sold in any manner within the bounds of said district, to define the result of such election, and if the result of said election is against the sale of liquor, to abolish the dispensary in said district, or if the result be in favor of the sale of liquor, to preserve the present law therein; and to provide for biennial elections in said district on said questions.

No. 327. House bill to abolish county and city poorhouses, to authorize the sale and conveyance of all real and personal property belonging to the several cities and counties for the care and maintenance of the poor, and requiring the authorities of said counties and cities to purchase farms of suitable size, fertility and location and in each congressional district of the State to erect suitable buildings, to be called district homes, to which all of the counties and cities in said district must send its poor and care for the same; providing for the appointment of boards of control, superintendents, physicians and necessary employees.

No. 328. House bill to authorize and empower the board of supervisors of Accomac county to levy a tax for the support and maintenance of a public library.

No. 329. House bill to amend and re-enact an act entitled an act to establish a public free school on the grounds of the Prison Association of Virginia at Laurel, Henrico county, and to make appropriation for erection and equipment of the schoolhouse, and to provide for the conduct and maintenance of the same, approved March 16, 1908.

No. 330. House bill to amend and re-enact an act entitled an act to amend and re-enact section 10 of an act entitled an act to raise revenue for the support of the government and public free schools and pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved

March 16, 1903, as amended by an act approved February 19, 1904, approved January 21, 1908.

No. 331. House bill fixing salaries of judges of the Supreme Court of Appeals of Virginia whose terms of office commence on or after the first day of February, 1913.

No. 332. House bill to provide for a uniform ending and beginning of the fiscal year in Virginia.

No. 333. House bill to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 10, 1906, and as amended and re-enacted by an act approved March 12, 1908.

No. 334. House bill to amend and re-enact section 7 of an act approved March 17, 1910, entitled An act to constitute a United Agricultural Board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture, and the State Board of Education, in co-operation with the United States Department of Agriculture for the betterment of agriculture, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties, so as to exclude from the operation thereof the county of Wythe, and to add a proviso to said section.

No. 335. House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 17, 1910, entitled an act to constitute a United Agricultural Board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture and the State Board of Education in co-operation with the United States Department of Agriculture for the betterment of agriculture, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties.

No. 336. House bill prescribing the effect as evidence of certain ancient deeds and the recitals or reference therein contained.

No. 337. House bill to amend and re-enact section 3158 of the Code of Virginia.

No. 338. House bill to provide for the indexing of marginal releases when payment or satisfaction is made of a debt secured by mortgage, deed of trust, vendors or mechanics' lien, and such pay-

ment or satisfaction is entered on the margin of the book where such encumbrance is recorded.

No. 339. House bill to validate and hold firm and binding the receipt, recordation and verification of deeds, orders of probate, fiduciary accounts and other papers and writings received into the clerks' offices of the courts of this Commonwealth by the clerks thereof, and transcribed upon the record books in said offices, though the receipt, recordation and verification certificates attached thereto have not received the attesting signatures of said clerks and to provide for the attesting and verification of the same.

No. 340. House bill to amend and re-enact section 3679 of the Code of Virginia.

No. 341. House bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, by an act approved March 14, 1908; to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, approved March 14, 1910.

No. 342. House bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1896, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910.

No. 343. House bill to amend and re-enact an act entitled An act to authorize the Washington and Leesburg Turnpike Company, a corporation incorporated under the laws of Virginia, to take pos-

session of certain turnpikes abandoned as such, and now used as county roads in the counties of Loudoun, Fairfax and Alexandria; and also to take possession of a portion of a county road in Fairfax county, and to improve said abandoned turnpikes or county roads, and said portion of a county road, and to convert the same into a modern and high class turnpike for the public convenience, whereon toll may be charged to pay for construction, operation and maintenance of the same, approved January 31, 1910.

No. 344. House bill to amend and re-enact an act entitled An act to protect sheep and other stock in the counties of this State, approved March 29, 1908, so that said act when amended shall read as follows:

No. 345. House bill to repeal chapter No. 440 of the Acts of Assembly of 1902-1903-1904, being an act of the General Assembly of Virginia, approved December 12, 1903, entitled An act to establish a dispensary for the sale of intoxicating liquors in Leigh magisterial district, at Meherrin, Prince Edward county, Virginia, to prohibit all persons, firms, corporations, to sell, barter, or exchange such liquors in said magisterial district, and to repeal all laws in conflict with this act so far as they apply to said magisterial district.

The following House bills, having been printed, were read at length a second time and ordered to be engrossed:

No. 34. House bill to amend and re-enact an act entitled An act to authorize the judge of any court, police justice, justice of the peace in cities of forty thousand inhabitants and over to continue the case and admit to bail any person brought before him charged with being an habitual drunkard, with failing to support his wife or children, with being a vagrant or an idler able to work, and who is liable to become a charge upon the corporation, and to commit such person to the supervision of an officer to be known as a probation officer; to provide for the appointment and compensation of such probation officer, and to invest him with full police power while in the discharge of his duties. (Amended and title amended.)

No. 64. House bill to amend and re-enact an act entitled An act to amend and re-enact section 3680 of the Code of Virginia in reference to rape and its punishment, approved March 3, 1896.

No. 65. House bill to amend and re-enact section 4 of an act entitled An act to amend an act approved March 12, 1904, as amended March 14, 1906, and also as amended and approved March 12, 1908. (Amended and title amended.)

No. 66. House bill to amend and re-enact section 3922 of the Code of Virginia of 1904. (Amended and title amended.)

No. 78. House bill to amend and re-enact section 4016 of the Code of Virginia.



No. 79. House bill to amend and re-enact section 3146 of the Code of Virginia.

No. 83. House bill making certain provisions in reference to the construction of factories, providing for the use of certain safety appliances therein, and the protection of dangerous machines therein, and unsafe machinery therein; making provisions how factories shall be lighted; vesting in the Commissioner of Labor certain powers in reference thereto; and providing certain penalties for failure to comply with the provisions of the act. (Amended.)

No. 84. House bill to amend and re-enact an act entitled An act to secure to operatives and laborers engaged in and about railroad shops, coal mines, and all other manufactories, the payment of wages at regular intervals and in lawful money of the United States, approved May 23, 1887, as hereinafter amended. (Amended.)

No. 86. House bill to prevent trespassing by chickens, fowls and other poultry, and to provide penalties therefor.

No. 92. House bill to amend and re-enact section 236 of the Code of Virginia. (Amended.)

No. 94. House bill to amend and re-enact section 1041-a of the Code of Virginia, as heretofore amended. (Substitute agreed to.)

No. 103. House bill regulating actions for recovery of rent and right of re-entry, limiting the time for such action or re-entry, and establishing presumption of release or extinguishment of rent after lapse of certain period.

No. 108. House bill to amend and re-enact chapter 365 of the Acts of the General Assembly of Virginia of 1910, entitled An act to authorize recitals in deeds of conveyance executed prior to April, 1865, that the deed from the patentee of the land conveyed to or from his vendees was admitted to record in the general court at Richmond, Virginia, or Frankfort, Kentucky, and authenticated copies of such original deeds to be received as prima facie evidence of the execution of the said deed in suits and actions where the title to the land purported to be conveyed is involved, approved March 22, 1910, by adding a new section to be designated section 2 to said act, also authorizing authenticated certified copies of deeds conveying lands prior to the year 1865, lying partly within the States of Virginia and Kentucky, and deed conveying different parcels of land embraced in a single deed lying in said States of Virginia and Kentucky, the originals of which have been duly recorded at Richmond, Virginia, or in the general court at Frankfort, Kentucky, or duly certified copies of said deeds from the clerk's office of any county or city within this Commonwealth, to be received as evidence in actions at law or suits in equity in the courts of this Commonwealth with all the force and effect of the original deed or deeds, where the original deed or deeds

have been destroyed by fire, lost, or mislaid; and to authorize the clerks of the circuit courts of the various counties and corporations and chancery courts of the cities in Virginia to admit to record duly authenticated certified copy or copies of any such original deed or deeds from the records of said general court at Richmond, Virginia, and Frankfort, Kentucky, or from the clerk's office of any county or city in this State in which said original deed or deeds have been recorded within this Commonwealth; and to provide when such certified copy or copies of such original deed or deeds have been so admitted to record they shall have the same force and effect as if the original itself had been first recorded in said county or city.

No. 109. House bill to amend and re-enact section 3474 of the Code of Virginia, as amended by an act of the General Assembly, approved December 31, 1903.

No. 111. House bill to regulate and define the liability of common carriers for injuries to their employees from negligence.

No. 115. House bill requiring the directors of the Virginia Penitentiary to report to the State Board of Charities and Corrections all prisoners paroled by them, and directing the State Board of Charities and Corrections to visit and report upon all paroled prisoners, and authorizing said board to adopt rules and regulations therefor.

No. 125. House bill to amend and re-enact subsection fourth and fifth of section 184 of the Code of Virginia, as amended and re-enacted by an act approved January 24, 1908, entitled an act to amend subsections fourth, fifth, sixth, seventh, eighth and ninth of section 184 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact subsection 184, concerning the salary of members and officers of the General Assembly, approved March 6, 1900, and as amended by an act entitled an act to amend and re-enact title eight of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903.

No. 132. House bill to amend and re-enact subsections 1 and 2 of section 2070-c of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc. (Amended.)

No. 133. House bill to limit quantity, time and manner of taking certain game in this State. (Amended.)

No. 153. House bill to amend and re-enact an act approved March 15, 1910, entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads

and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties.

No. 174. House bill to allow any city or town in the State to employ temporarily a competent person to perform the duties pertaining to any office created by the charter or ordinances of cities or towns.

No. 287. House bill to amend and re-enact sections 6 and 7 of an act entitled An act to provide for a method for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, approved March 4, 1896, and as amended by an act approved March 3, 1898.

No. 141. House bill to regulate the conduct and equipment of hotels, to provide for the inspection thereof, and penalties for violation of the provisions hereof.

The following House bills were, on motions severally made, dismissed:

No. 68. House bill to provide that the status of a bank as a State depository shall not be affected by a change of the name or merger of such bank with another bank, or because it shall be converted into a national bank.

No. 96. House bill to amend and re-enact section 3533 of the Code of Virginia.

No. 126. House bill to amend section 3 of an act approved March 3, 1892, entitled An act making an annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed.

No. 162. House bill to amend and re-enact section 3528 of the Code of Virginia, as heretofore amended.

No. 198. House bill to provide a method for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth; also to repeal chapter 707 of the Acts of Assembly of Virginia, session 1897-1898, approved March 3, 1898, entitled An act to amend and re-enact an act entitled an act to provide for a method for a better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, approved March 4, 1896.

No. 80. House bill to provide that the fees of sheriffs and constables for summoning witnesses shall be the same as those for serving

a process, was, on motion of MR. OLIVER, committed to the Committee on Finance.

No. 176. House bill to require the State Board of Education to extend the present school book adoption and give reason for changes of books, was, on motion of MR. BELL, recommitted to the Committee on Schools and Colleges.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both Houses and duly enrolled, the titles of said bills having been publicly read:

No. 57. House bill to extend the time for collecting taxes accounted for by the city and county treasurer and not returned delinquent.

No. 40. House bill to amend and re-enact an act relating to demurrers to evidence, approved March 14, 1906.

No. 29. House bill to provide for the re-submission to the people for approval and ratification of the proposed amendments to section 119 of article 8 of the Constitution of Virginia, in relation to commissioners of the revenue in the cities, and section 120 of article 8 of the Constitution of Virginia, in relation to treasurers in the cities, in order that there may be a separate vote of the people on each of said proposed amendments.

No. 35. House bill to amend and re-enact section 1103-b of the Code of Virginia, to enable certain mining and manufacturing corporations of other States and countries to conduct operations in this State.

No. 22. House bill to authorize the school board of Washington Magisterial District No. 5, of the county of Norfolk, to borrow money for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$20,000 in amount.

No. 23. House bill to amend and re-enact an act entitled an act to provide for instruction in agriculture, domestic arts and sciences and manual training in public high schools, approved March 16, 1910.

No. 36. House bill to amend and re-enact section 4 of chapter 5 of an act entitled an act concerning corporations, which became a law May 21, 1903.

No. 45. House bill to amend and re-enact section 848 of the Code of Virginia, as heretofore amended, in relation to the compensation of supervisors.

No. 42. House bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, relative to the duties and powers of the boards of



supervisors of the several counties of this State, approved March 16, 1910.

No. 21. House bill to authorize the school board of Western Branch Magisterial District, No. 1, of the county of Norfolk, to borrow \$81,600 for the purpose of refunding bonds issued by authority of Acts of General Assembly, approved February 16, 1901, March 8, 1906, February 8, 1908, March 12, 1908, and March 4, 1910, and also an additional \$20,000 for the purpose of school improvements in said district, and to issue bonds therefor not exceeding \$101,600 in amount.

No. 99. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of erecting, equipping and operating a plant for the manufacture, distribution and sale of electricity.

No. 100. House bill to authorize the town of Cape Charles, in Northampton county, to issue bonds and borrow money thereon for the purpose of funding or redeeming certain outstanding bonds known as water bonds, maturing on the 11th day of May, A. D. 1916, and to extend and improve the water or sewer systems of the said town.

No. 5. Senate bill authorizing the council of the city of Radford, Virginia, to have issued and sold bonds of the city of Radford, Virginia, to the amount of \$35,000 for general public improvement for school purposes.

No. 38. House bill to require clerks of the Supreme Court of Appeals, at its various places of session, to mail to the law librarian of the University of Virginia copies of all printed briefs and records filed in said court.

On motion of MR. BAKER of Chesterfield, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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THURSDAY, FEBRUARY 15, 1912.

Prayer by Rev. J. W. Morris, of Monumental Episcopal Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 14, 1912.*

The Senate has passed Senate bills entitled an act to amend and re-enact section 3397 of the Code of Virginia in relation to special commissioners of sale, No. 143; an act to amend and re-enact section 15 of an act approved March 15, 1910, entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February, 19, 1904, and to prescribe penalties, No. 148; an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 3, 1910, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1906, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 12, 1908, entitled an act to amend and re-enact section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 3, 1910, No. 208; an act to amend and re-enact section 1169 of the Code of Virginia, as heretofore amended, No. 221; an act to amend and re-enact an act approved February 8, 1908, entitled An act to amend and re-enact an act approved March 10, 1904, entitled an act to amend and re-enact an act approved April 2, 1902, entitled an act to amend and re-enact an act entitled an act to provide a road law for Campbell county, approved March 5, 1900, No. 265; and an act to amend and re-enact section 1 of an act approved March 12, 1908, entitled An act to provide the mode of ascertainment of damages in favor of abutting owners where any city or town shall cause injury to property by reason of the grading of any street, alley or other public place belonging to such city or town, and to give to any assessment so made against the city or town the effect of a judgment, No. 266.

In which they request the concurrence of the House of Delegates.

No. 143, Senate bill, was referred to the Committee for Courts of Justice.

No. 221, Senate bill, was referred to the Committee on Insurance and Banking.

No. 265, Senate bill, was referred to the Committee on Roads and Internal Navigation.

No. 208, Senate bill, was referred to the Committee on Finance.

Nos. 148 and 266, Senate bills, were referred to the Committee on Counties, Cities and Towns.

The following Senate bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 70. Senate bill to make it a misdemeanor to borrow money from sales tobacco warehousemen upon a written promise or pledge to sell tobacco with said sales tobacco warehousemen, and thereafter fail to comply with such written promise or pledge, with the recommendation that it do not pass.

No. 159. Senate bill to amend and re-enact section 2436 of the Code of Virginia, in regard to the effect of the decree in suits for the sale of contingent estates.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 21. Senate bill to amend and re-enact section 788 of the Code of Virginia relating to the report of the Auditor of Public Accounts.

No. 206. Senate bill to reimburse W. C. Parks and others, district road commissioners for Washington county, for advancing certain funds for local public road improvements on account of a deficiency in the State convict road force fund.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 253. Senate bill to amend and re-enact sections 4, 12, 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen and the printing of ordinances, and to add to the said charter a new section to be known as section 32-a in reference to the issuance of bonds, with amendments.

No. 254. Senate bill to amend and re-enact an act entitled an act to provide a new charter for the city of Portsmouth, approved March 10, 1908, by adding a new chapter thereto, to be known as chapter 9, in relation to civil and police justice, providing for his election or appointment and qualification, describing his powers, duties, jurisdiction, term of office and compensation, and repealing section 7 of chapter 2 of said city charter.

No. 318. Senate bill providing the manner in which cities and towns of this Commonwealth may obtain leave to erect a dam in or

across a water course, and prescribing the procedure to be had in connection therewith.

No. 210. Senate bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1, 1888, by an act approved February 25, 1892, and by acts approved February 26, 1894, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898.

No. 232. Senate bill to authorize the city council of Fredericksburg to issue its coupon or registered bond for the purpose of improving its streets in said city.

No. 202. Senate bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection.

No. 269. Senate bill to amend and re-enact section 123 of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended.

No. 222. Senate bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same.

No. 292. Senate bill to amend and re-enact an act entitled An act to provide for a new charter for the town of Farmville, approved February 10, 1890, as amended by an act to amend and re-enact section 18 of the charter of the town of Farmville, approved February 9, 1898, and as amended by an act to amend and re-enact sections 1, 13 and 21 of an act entitled an act to provide a new charter for the town of Farmville, approved February 20, 1900, as amended by an act to amend and re-enact section 21 of the charter of the town of Farmville, approved February 18, 1901.

No. 235. Senate bill to incorporate the town of Dillwyn, in Buckingham county, Virginia.

No. 268. Senate bill to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 264. Senate bill to amend and re-enact an act approved March 7, 1894, entitled an act to provide for working and keeping in repair the public roads of Nelson county, as amended by an act



approved February 26, 1896, and as further amended by an act approved March 3, 1898.

No. 209. Senate bill to amend and re-enact section 16 of an act entitled an act to amend an act and re-enact an act entitled an act to amend and re-enact an act to provide for creating, working and maintaining public roads in Fairfax county, and defining the boundaries of the same, approved March 14, 1904, approved March 8, 1906, approved March 14, 1908.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 296. Senate bill to require the Auditor of Public Accounts to call for statements of county, town and city treasurers concerning all financial affairs in said office, and to provide penalties for the failure to comply with the provisions of this act.

No. 16. Senate bill to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia.

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State accountant, and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910.

Heretofore recommitted to the Committee on Finance, having been considered by the committee in session, was reported back with an amendment in the nature of a substitute.

No. 346. House bill to amend and re-enact section 4147 of the Code of Virginia, as amended and re-enacted by an act approved December 10, 1903, having been considered by the committee in session, was reported from the Committee on Asylums and Prisons.

The following House bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 347. House bill to amend and re-enact an act entitled an act to regulate the time and manner in which common carriers doing business in this State shall adjust and pay just freight charges and claims for loss or damage to freight, and claims for storage, demurrage and service, approved February 29, 1908.

No. 348. House bill to require county boards of supervisors to erect sign boards at the forks of main public roads.

No. 349. House bill to provide for payment to the assessors of

real estate for the city of Roanoke for work done by them in consequence of the death of one of said assessors, having been considered by the committee in session, was reported from the Committee on Finance.

The following House bills, having been considered by the committee in session, were reported from the Committee on Privileges and Elections:

No. 350. House bill to provide for the collection of delinquent capitation taxes, and the manner of collecting and accounting for same.

No. 351. House bill to amend and re-enact section 70 of the Code of Virginia, as amended and re-enacted by an act approved March 17, 1910.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 352. House bill declaring what shall be prima facie evidence of who is Confederate soldier in application for pension.

No. 353. House bill to amend and re-enact section 484 of the Code of Virginia, 1904, to authorize commissioner of the revenue to reduce the assessment of buildings when injured or destroyed, and to reduce the assessment of timber lands when the same is decreased in value by the removal of timber therefrom.

No. 354. House bill to amend and re-enact section 139 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903.

No. 355. House bill to amend and re-enact an act entitled an act to amend and re-enact section 31 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay interest on the public debt, and to provide a special tax for pensions, as authorezd by section 189 of the Constitution, approved April 16, 1903, approved March 11, 1908, approved March 10, 1910.

No. 356. House bill to amend and re-enact section 604 of the Code of Virginia, as heretofore amended, in relation to settlements by the treasurers of counties and cities with the Auditor of Public Accounts.

No. 357. House bill to amend and re-enact an act entitled An act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, approved March 16, 1910, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

The following House bills, having been considered by the com-

mittee in session, were reported from the Committee for Courts of Justice:

No. 358. House bill to amend and re-enact section 3211 of the Code of Virginia, as amended by chapter 110, page 140 of the Acts of Assembly, 1895-1896, entitled an act to amend and re-enact section 3211 of the Code of Virginia in relation to the remedy by motion for judgment after fifteen days' notice on contracts generally.

No. 359. House bill to amend and re-enact section 3652 of the Code of Virginia of 1887, in relation to exemption of wages of laboring men and waiver thereof.

No. 360. House bill requiring juries to pass upon the question of negligence in actions for personal injuries.

No. 361. House bill requiring contributory negligence to be pleaded.

No. 362. House bill prohibiting contributory negligence to be made a defense in actions for personal injuries.

No. 363. House bill to fix and define the evidential effect of a seal affixed to writings.

No. 364. House bill to prevent the oppression or intimidation of persons held in custody, or under arrest, and to provide punishment for persons violating this act.

The following House bills, having been considered by the committee in session, were reported from the Committee on General Laws:

No. 365. House bill to provide for the erection and maintenance of railings on the causeways of all wharves in the Commonwealth at which passengers embark or disembark from steamboats.

No. 366. House bill for the protection of fish in the Meherrin river.

No. 367. House bill to amend and re-enact section 448 of the Code of Virginia, as amended by an act approved February 9, 1910, entitled an act to amend and re-enact section 448 of the Code of Virginia, as amended.

No. 368. House bill to make the unauthorized use of automobiles or motor vehicles a misdemeanor.

No. 369. House bill to prevent deception in the sale of ice cream, and to establish a standard for the same, defining condensed milk, and providing for its sale, with a recommendation that it do not pass.

House bill to amend and re-enact an act entitled an act to amend and re-enact an act to establish a general road fund for the permanent improvement of roads and bridges of Dinwiddie county, to create a road board for Dinwiddie county, and to prescribe its powers and duties, and to provide for the appointment of a county superintendent of roads, and to regulate his duties, approved March 8, 1904, as amended and re-enacted by an act approved March 15, 1906, as

amended and re-enacted by an act approved March 12, 1908, as amended and re-enacted by an act approved March 10, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

Mr. Cox offered the following resolution:

Resolved, That when the calendar is reached to-day, House bills on their second reading be called, beginning with No. 177, the point reached on yesterday under similar resolution, and that when ten members shall object to the consideration of any bill, the same shall be passed by; which was agreed to.

THE SPEAKER laid before the House the following joint resolution, proposing an amendment to sections 132 and 133 of the Constitution of Virginia:

Resolved by the Senate and House of Delegates (majority of the members elected to each House agreeing), That the following amendments to the Constitution of Virginia be, and the same are hereby, proposed in conformity with the provisions of section 196 of article 15 of said Constitution, namely: Strike out from the Constitution of Virginia sections 132 and 133, which are in the following words:

Sec. 132. The duties and powers of the State Board of Education shall be as follows:

First. It may, in its discretion, divide the State into appropriate school divisions, comprising not less than one county or city each, but no county or city shall be divided in the formation of such divisions. It shall, subject to the confirmation of the Senate, appoint, for each of such divisions, one superintendent of schools, who shall hold office for four years, and shall prescribe his duties, and may remove him for cause, and upon notice.

Second. It shall have, regulated by law, the management and investment of the school fund.

Third. It shall have authority to make all needful rules and regulations for the management and conduct of the schools, which, when published and distributed, shall have the force and effect of law, subject to the authority of the General Assembly to revise, amend or repeal the same.

Fourth. It shall select text books and educational appliances for



use in the schools of the State, exercising such discretion as it may see fit in the selection of books suitable for the schools in the cities and counties, respectively.

Fifth. It shall appoint a board of directors, consisting of five members, to serve without compensation, which shall have the management of the State Library and the appointment of a librarian and other employees thereof, subject to such rules and regulations as the General Assembly shall prescribe; but the Supreme Court of Appeals shall have the management of the law library and the appointment of the librarian and other employees thereof.

Sec. 133. Each magisterial district shall constitute a separate school district, unless otherwise provided by law. In each school district there shall be three trustees selected in the manner and for the term of office prescribed by law.

And insert in lieu thereof the following:

Sec. 132. The duties and powers of the State Board of Education shall be as follows:

First. It shall have, regulated by law, the management and investment of the school fund.

Second. It shall have authority to make all needful rules and regulations for the management and conduct of the schools, which, when published and distributed, shall have the force and effect of law, subject to the authority of the General Assembly to revise, amend or repeal the same.

Third. It shall select text books and educational appliances for use in the schools of the State, exercising such discretion as it may see fit in the selection of books suitable for the schools in the cities and counties, respectively.

Fourth. It shall appoint a board of directors, consisting of five members, to serve without compensation, which shall have the management of the State Library and the appointment of a librarian and other employees thereof, subject to such rules and regulations as the General Assembly shall prescribe; but the Supreme Court of Appeals shall have the management of the law library and the appointment of the librarian and other employees thereof.

Sec. 133. Each county or city shall constitute a separate school division, unless otherwise provided by law. In each school division there shall be one division superintendent of schools, to be selected in the manner and for the term of office prescribed by law. Each magisterial district shall constitute a separate school district, unless otherwise provided by law. In each school district there shall be three trustees selected in the manner and for the term of office prescribed by law.

The question being on agreeing to the resolution, was put and decided in the affirmative—yeas, 76; nays, 7.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Browning, Buck, Burt, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gregory, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Montague, Moseley, Mustard, Norris, Oliver, Page, Peyton, Radford, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—76.

NAYS—Messrs. Chalkley, Gilliam, Grant, Moore, Rakes, Richardson, Spessard—7.

MR. LOVE moved to reconsider the vote by which the resolution was agreed to; which was rejected.

On motion of MR. BOWMAN, 500 copies of the substitute to House bill No. 25 was ordered to be printed.

MR. ADAMS was granted two days' leave of absence, on motion of MR. BREWER.

MR. WILLIAMS of Giles offered the following joint resolution:

Resolved by the House of Delegates, the Senate concurring, That Marshall McCormick, A. S. Higginbotham and H. H. Stuart be empowered, authorized and requested to take into consideration the peculiar conditions said to exist in the counties of Buchanan, Dickenson and other counties of this Commonwealth in regard to the number of acres of land on the commissioners' books of said counties in excess of the actual acreage of land supposed to be in said counties, and also to take into consideration questions in regard to the delinquent taxes and levies due and unpaid upon said land, and to report by bill or otherwise to the next session of this General Assembly such solution or remedy for existing conditions in said counties as to them shall seem right and proper; provided, however, that the State shall not be liable in any case for any expenses, compensation or other charges in connection herewith; which was agreed to.

THE SPEAKER laid before the House the following joint resolution, proposing amendment to section 40 of article 4 of the Constitution of Virginia, and providing for publishing said amendment and certifying the same to the next General Assembly:

Resolved by the House of Delegates and the Senate (a majority of the members elected to each House agreeing thereto), That the following amendment to the Constitution of Virginia be, and the same is hereby, proposed and referred to the General Assembly to be chosen at the next general election of members of the House of Delegates for

its concurrence, in conformity to the provisions of section 196 of article 15 of said Constitution, namely: Strike out from the Constitution of Virginia section 40, which is in the words following, to-wit:

Sec. 40. The legislative power of the State shall be vested in a General Assembly, which shall consist of a Senate and House of Delegates.

And insert in lieu thereof the following:

Sec. 40. The right of the duly qualified voters of the State to submit proposed legislation by initiative to the voters in elections, and to require that acts passed by the General Assembly be submitted by referendum to the voters for approval or repeal, and the right to recall by election any elective or appointive officer or employee of the State or any of its subdivisions shall not be abridged or denied. It shall be the duty of the General Assembly, at the session next ensuing after the adoption of this amendment, to enact such laws as may be necessary to enable the voters to avail themselves of the right of initiative, referendum and recall. The voters of the State, without regard to laws enacted by the General Assembly, may enact laws in the manner prescribed in this section for the purpose of putting this section of the Constitution into effect, or to provide at any time for the manner and prescribe the methods of holding elections for carrying out the purposes of this section. Upon the petition, duly certified by a judge or judges of circuit or corporation courts, of two thousand qualified voters of the State to the Secretary of the Commonwealth at least ninety days before a general election, he shall submit such proposed laws as may accompany such petition to the voters of the State at the general election next ensuing. The Secretary of the Commonwealth shall have such proposed laws printed and posted at each voting precinct in the State at least ten days before said election, and each judge of election shall be furnished with a copy of said proposed law or laws, and it shall be his duty to permit the same to be read by any qualified voter making the request on the day of the election. Each proposed law so printed shall have a separate number, which number shall be printed in great primer type at the head of such proposed law—e. g., Proposed Law, No. 1, etc.

When the ballots are prepared for said general election, they shall contain the proposal of such laws in the following form:

For Proposed Law, No. 1.

Against Proposed Law, No. 1.

The voters in favor of such proposed law shall erase the line beginning with "Against," and the voters opposed to such proposed law shall erase the line beginning with "For." The return of election shall be made as in other elections, and the Secretary of the Commonwealth, when the election returns have been received by him, shall

certify the result of such election to the Governor, and, within thirty days after the receipt of such certification, the Governor shall proclaim such proposed laws, for which a majority of the votes on such question may have been cast, to be duly enacted laws, and such laws shall take effect sixty days from the date of the proclamation of the Governor.

The legislative power, except as limited in this section, shall be vested in a General Assembly, which shall consist of a Senate and a House of Delegates.

Resolved, That the Clerk of the House of Delegates be authorized and required to cause this proposed amendment and these resolutions to be published for three months previous to the time for the next general election of the members of the House of Delegates.

Resolved, That the Clerk of the House of Delegates be required to transmit to the General Assembly, at its first regular session held after the next general election of members of the House of Delegates, a certified copy of said proposed amendment and these resolutions, together with the certificate of publication by the publishers of newspapers in which the said amendments shall have been published.

MR. WILLIAMS of Giles moved to dismiss the resolution, which was agreed to—yeas, 58; nays, 15.

On motion of MR. OLIVER, the vote was recorded as follows:

YEAS—Messrs. Bain, Baker, W. W., Bargamin, Bowman, Brewer, Browning, Buck, Burt, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harwood, Houston, Ivey, Kemper, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Page, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Weaver, White, John S., Williams, Wise, Wissler—58.

NAYS—Messrs. Bell, Borden, Coleman, Daniel, Jennings, Martin, Moore, Oliver, Smith, Tabb, Tate, Throckmorton, Utz, Walton, White, Hugh A., Mr. Speaker—15.

MR. COX moved to reconsider the vote by which the motion to dismiss the bill was agreed to; which was rejected.

THE SPEAKER laid before the House Senate joint resolution, as follows:

Whereas, The Governor in his message to the General Assembly called attention to the congested condition of the Capitol and Library buildings and the absolute necessity for more room to properly accommodate the several departments and agencies of the government, and also called attention to the certain lot owned by the city of Richmond, well and conveniently located for a public building, and expressed the opinion that a part of the lot could be acquired by the State for its purposes:



Therefore, be it resolved by the Senate of Virginia, the House of Delegates concurring, That a committee, to consist of two on the part of the Senate and three on the part of the House, be appointed by the presiding officers of the two bodies, be constituted to look into the matter and report:

First. Whether it will be judicious at this time for the State to acquire lot upon which at some time in the near future an office building should be erected.

Second. The most convenient lot for the purpose, and the price asked for it.

MR. WHITE of Rockbridge moved to amend the resolution by adding an additional section, as follows:

Third. Said committee will report for what purpose said lot or any other property should be purchased; which was agreed to.

The joint resolution, as amended, was agreed to.

The following were presented and referred under Rule 37:

To the Committee for Courts of Justice:

By MR. PEYTON: A bill to provide by fine or imprisonment, or both, for any one having carnal knowledge of an idiot, insane, imbecile or feeble-minded person.

By MR. MONCURE: A bill to provide for written opinions of the Supreme Court of Appeals in the cases of refusals of writs of errors and appeals, and of granting and refusing writs in cases of original jurisdiction.

By MR. RUTHERFOORD: A bill to authorize and empower the present clerk of Goochland county to copy and transmit to the treasurer of said county lists of land delinquent for taxes for certain years, which the previous clerk of said county failed to transmit to the treasurer of said county, as required by law, and to authorize the treasurer of said county to make sale of such lands, and to authorize the judge of the circuit court of said county to allow said clerk of the circuit court of Goochland county suitable compensation for making lists aforesaid.

By MR. MONCURE: A bill to provide when demurrer shall not lie to declarations in actions for torts.

By MR. MILSTEAD: A bill to authorize fiduciaries and life tenants to invest money in their hands in paid-up insurance, and making such paid-up insurance a lawful investment.

By MR. WHITE of Albemarle: A bill to provide for the filing of a verified petition when application is made for the probate of a will or for the granting of letters of administration, and what the petition shall contain, and also providing for the filing and preservation of

this petition by the clerk, and the indexing of the same in a proper book, and the fee therefor.

By MR. CREAMER: A bill to amend and re-enact section 2367 of the Code of Virginia.

By MR. WILLEROY: A bill requiring attorneys at law or agents retained or employed, for compensation, by any person, firm, corporation or association to aid in or oppose the enactment of a bill or bills or resolution, to file with the Secretary of the Commonwealth a statement in writing, signed by such attorney at law or agent, stating the name of the person, firm or corporation or association by whom, or in whose behalf, he is employed, and for what purpose employed; requiring itemized statement of expenditures to be filed; prohibiting attorneys and agents employed from going upon the floor of the legislature while same is in session, or privately speaking to any member concerning legislation then pending, and providing penalties for the violation of the acts prohibited.

To the Committee on Chesapeake and its Tributaries:

By MR. WILLEROY: A bill to protect young shad and other fish.

To the Committee on General Laws:

By MR. COX: A bill relative to the duties of individuals, partnerships, associations or corporations who furnish electricity to others.

By MR. JENNINGS: A bill to amend and re-enact section 20 of chapter 5 of an act entitled An act concerning corporations, which became a law on the 21st day of May, 1903.

By MR. BANKS: A bill in regard to the regulation and control of water supply companies by the State Corporation Commission.

By MR. SMITH: A bill making it a misdemeanor to sell or have in possession any wild duck caught in any trap or other devices.

By MR. FITZHUGH: A bill to define trusts, and to provide for criminal penalties and civil damages and punishment of corporations, persons, firms and associations, or persons connected with them, and to promote free competition in commerce and all classes of business in the State.

By MR. RUTHERFOORD: A bill to amend and re-enact subsections 1 and 2 of section 2070-c of chapter 95 of the Code of Virginia in relation to non-residents obtaining hunting licenses, etc.

By MR. EVANS: A bill to amend and re-enact section 10 of an act entitled an act to amend and re-enact section 3 of chapter 1 and section 10 of chapter 2 of an act entitled an act to regulate the practice of pharmacy, and the composition, branding, possession and dispensing and sale of drugs, poison and narcotics, and to repeal certain

existing acts in relation thereto, approved March 14, 1908, as amended and re-enacted by an act approved March 14, 1910.

By MR. FITZHUGH: A bill to amend and re-enact subsections 2 and 5 of section 2070-a of the Code of Virginia, as heretofore amended.

By MR. MALBON: A bill to amend and re-enact subsections 3 and 4 of section 2070-c of the Code of Virginia.

By MR. FITZHUGH: A bill to prevent tipping.

By MR. BANKS: A bill to amend and re-enact section 72 of an act entitled an act to put in effective operation the provisions of the Constitution relating to the creation, appointment and organization of the State Corporation Commission, its jurisdiction, powers, functions and duties; the qualifications of members and officers thereof, their appointment and salaries; the location of its offices, and places and times of its public sessions; its writs, processes, orders, findings and judgments, appeals from its orders, findings and judgments, and its expenses, etc., approved April 15, 1903.

By MR. BANKS: A bill for the preservation of gift or literary enterprises.

By MR. DANIEL: A bill providing when monuments are to be considered personalty and when real estate.

To the Committee on Roads and Internal Navigation:

By MESSRS. MEETZE and BELL: A bill to require railroad companies in the State of Virginia to provide watchmen or standard gongs or gates at all highway crossings.

By MR. MOSELEY: A bill in relation to distributing costs of convict road force in counties.

By MESSRS. CHALKLEY and CLARKE: A bill to provide for the keeping in repair of all roads constructed with State aid in any form or from the proceeds of bond issues.

By MESSRS. MEETZE and BELL: A bill to require railroad companies in the State of Virginia to provide necessary seating capacity on passenger trains for their passengers.

By MR. CLARKE: A bill to amend and re-enact an act entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, approved February 27, 1906, as re-enacted and amended by an act approved February 8, 1908, and to authorize the court or justice trying the case, in their discretion, in felonies or misdemeanors instead of sentencing the accused to confinement in jail, in lieu thereof to sentence him to hard labor on the public roads for a period of time not exceeding the term he was or could be confined in jail.

To the Committee on Finance:

By MESSRS. ADAMS, BARGAMIN, CLARKE, IVEY, LAND, LOVE, RADFORD and ROBERTSON: A bill to provide for the working of certain long term or desperate convicts by the penitentiary board, the Governor, Commissioner of Agriculture and the Secretary of the State Board of Charities and Corrections for the manufacturing of ground limestone and oyster shells, and incidentally for the disposition of the same and the by-products suitable for road construction, to the citizens of the State.

To the Committee on Schools and Colleges:

By MR. WILLEROY: A bill to amend and re-enact section 1465 of the Code of Virginia of 1887, as amended by an act approved March 17, 1910, in relation to the pay of clerks of district school boards.

By MR. LOVE: A bill to amend and re-enact sections 1430 and 1433 of the Code of Virginia, as amended and re-enacted by an act approved December 28, 1903, entitled an act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools for counties and to the Literary Fund.

By MR. WILLEROY: A bill to amend and re-enact section 1447 of the Code of Virginia, as amended by Acts of the General Assembly of Virginia, approved December 28, 1903, and on March 15, 1906, respectively, in relation to the pay of district school trustees.

To the Committee on Finance:

By MR. COX: A bill to refund certain money paid in error on taxes under decree of law and equity court of Richmond entered in suit of Ginter's Executors vs. the Farmville and Powhatan Railway Company, etc.

By MR. WEAVER: A bill to amend and re-enact an act approved January 30, 1896, entitled an act to provide for the transportation of convicts to the penitentiary, and to repeal sections 4065, 4066, 4067, 4068, 4069 and 4070 of the Code of Virginia.

By MR. GILLIAM: A bill to amend and re-enact the tenth clause of section 183 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact title 8, Code of Virginia, in relation to salaries, mileage and other allowance, approved February 7, 1903, as amended and re-enacted by an act approved March 16, 1910.

By MR. MONCURE: A bill to provide for payment of salary in lieu of fees to the sealers of weights and measures of the several cities and counties of this Commonwealth.

By MR. WILLEROY: A bill to permit commissioners of the revenue



to reduce the assessment on timber lands when the timber or any substantial part thereof has been removed or destroyed.

By MR. BAKER of Chesterfield: A bill to appropriate \$1,000, or so much thereof as may be necessary, to the State Board of Education during each of the fiscal years 1912 and 1913 for the publication of documents and papers relating to the War Between the States.

By MR. MOSELEY: A bill to amend sections 614 and 613 of the Code of Virginia, in regard to treasurers' commissions on capitation tax refunded from the State to the counties, providing that no treasurer shall receive a commission of more than ten per cent. for distributing such fund.

By MR. FITZHUGH: A bill to amend and re-enact section 139 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, relating to licenses for slot machines, as heretofore amended.

To the Committee on Privileges and Elections:

By MR. GILLIAM: A bill to amend and re-enact an act approved December 3, 1903, entitled an act to amend and re-enact chapter 380, Acts of Assembly, session 1895-1896, entitled an act to constitute capitation tax a lien upon real estate owned by the person at the time such capitation tax was assessed, approved February 19, 1896.

By MR. MOSELEY: A bill to amend section 122-k of the election laws, in regard to duties of judges.

By MR. KEMPER: A bill to amend and re-enact an act approved March 3, 1908, entitled an act to amend and re-enact an act approved March 10, 1904, entitled an act to provide for lists of all persons who have paid their State poll taxes, and for posting the same, and providing compensation therefor.

To the Committee on Counties, Cities and Towns:

By MESSRS. BUCK and ROBERTS of Washington: A bill to amend and re-enact section 834-f of the Code.

By MESSRS. COX and HARWOOD: A bill to provide for the pension, maintenance and support of disabled firemen's associations in cities having a population of one hundred thousand and over.

By MR. BANKS: A bill to provide for submission to the people for approval and ratification the proposed amendment to section 117 of article 8 of the Constitution of Virginia.

By MR. MOSELEY: A bill to amend and re-enact section 834 of the Code of Virginia, as amended and re-enacted by an act approved March 16, 1910, entitled an act to amend and re-enact an act entitled

an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, to award premiums for scalps.

By MR. MOSELEY: A bill to amend and re-enact section 6 of an act entitled an act to provide for the issuing of county bonds for permanent road and bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908.

By MESSRS. CHRISTIAN and COLEMAN of Spotsylvania: A bill to amend and re-enact an act entitled an act to organize county and city boards of poor commissioners, and requiring reports from said boards, approved March 14, 1910.

By MR. COX: A bill to provide for appeals in certain cases from certain officers where a building is ordered to be removed or repaired.

To the Joint Committee on Special, Private and Local Legislation:

By MR. MASSIE: A bill to amend and re-enact section 1 of chapter 2 of an act approved January 29, 1896, entitled an act to consolidate in one act all acts creating and amending the charter of the city of Lynchburg, and to create a new charter for said city.

By MR. KINSEY: A bill to allow the council of the town of Rocky Mount, Virginia, to appropriate from the town revenues a sum not exceeding \$6,000 to be used in the construction of a high school building in said town.

By MR. WILLEROY: A bill to submit to the qualified voters of the city of West Point, Virginia, at a special election to be held therefor, the question of the establishment at the said town of West Point of a dispensary for the sale of intoxicating liquors therein, and in the event that a majority of said voters voting at said election vote for said dispensary, then further to provide for the establishment and conduct of same, and to prohibit thereafter within said city the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations, except as herein provided, and to provide for future elections on the question of abolishing said dispensary and defining the effect of all elections held hereunder.

By MR. EVANS: A bill to amend and re-enact an act entitled an act to authorize the board of supervisors of Nansemond, Isle of Wight, Surry, Caroline, Spotsylvania, Stafford, Russell, Greenville, Highland, Scott, Lunenburg, Carroll, Lee, Amherst and Wythe counties, in their discretion, to impose a license tax on dogs, and to provide for the method for collecting same, and providing penalties and mode of enforcing same, approved March 7, 1910.

By MR. BELL: A bill to amend section 37 of an act approved January 11, 1898, entitled an act to amend and re-enact the charter of

the town of Culpeper, Virginia, as further amended by an act approved March 3, 1906.

By MR. COX: A bill in relation to the hustings court of the city of Richmond.

By MR. MILSTEAD: A bill to authorize the cities of Newport News and Hampton and the counties of Warwick and Elizabeth City to appropriate money and to issue bonds for drainage of any lands lying in the counties of Warwick and Elizabeth City.

By MESSRS. BUCK and ROBERTS of Washington: A bill to amend and re-enact section 5 of an act to amend and re-enact section 5 of an act approved January 16, 1906, entitled an act to amend and re-enact section 5 of an act approved March 3, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county.

By MR. MEETZE: A bill to amend and re-enact section 18 of the charter of the town of Manassas, Virginia.

By MR. CHALKLEY: A bill to relieve J. L. Addington, J. B. Wells, Morgan Bolling and W. R. Collier, late members of the board of supervisors of Wise county, from refunding certain moneys received by them for the services rendered in connection with the building of macadamized roads in Wise county.

By MR. FITZHUGH: A bill authorizing justices of the peace, police justices and judges of the court of Northampton county to sentence persons convicted of vagrancy to work upon the roads.

By MR. UTZ: A bill to authorize the board of supervisors of the county of Madison, Virginia, to expend money for the construction, maintenance and improvement of the roads in said county.

By MR. COLEMAN of Norfolk: A bill to amend and re-enact section 34 of an act of the General Assembly of Virginia, approved March 1, 1908, entitled an act to amend and re-enact sections 27, 34, 36, 41, 45, 46 and 47 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, and March 15, 1902, and to define the boundaries of the city of Norfolk, as extended, by the several acts of the General Assembly, and approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, and add an independent section thereto, to be known as section 33-a.

To the Committee on Insurance and Banking:

By MR. SMITH: A bill allowing the insurance commissioner of the State to make the adjustment in any loss by fire where the insurance company issuing the policy on the property lost does not pay the insurance within sixty days.

By MR. MILSTEAD: A bill to regulate fire insurance companies, associations or partnerships doing business in this State, and the agents of said companies, associations and partnerships; to prevent fire insurance companies, associations or partnerships doing business in this State, and the agents of said companies, associations and partnerships, and others, from entering into agreements or combinations to make or control rates for fire insurance on property in this State, to refuse to insure the property of any person or corporation or to make or control terms of fire insurance policies in this State; to provide for the making and fixing of rates of fire insurance, and the terms and forms of insurance policies, and a maximum and minimum commission to local agents; to provide for an association for such fire insurance companies, associations and partnerships, and the method of taxation of such companies, associations and partnerships; to provide for certain reports to be made by such companies, associations and partnerships to require certain persons to testify in suits and prosecutions instituted under this act, and to immune such persons from prosecution for violation of this act or to withdraw from the fire insurance as to cancel any policy of fire insurance in this State, and to provide punishment for any violation of this act, and appropriating and providing funds and fees for the prosecution of such violations, and the conduct of suits provided for in this act, and of violations of all insurance laws.

To the Committee on Agriculture and Mining:

By MESSRS. KEMPER and TEMPLETON: A bill defining vinegar and regulating the sale of vinegars other than that defined herein, and prescribing penalties.

By MR. MEETZE: A bill to prevent the manufacture or sale of adulterated, misbranded or deleterious stock and cattle feeds, and to repeal section 15 and subsections a, b, d, e, f and g, chapter 188, Acts of Assembly of 1908, approved March 11, 1908, and to repeal chapter 151, Acts of Assembly, 1910, approved March 14, 1910, and to repeal all other laws in conflict with this act, in so far only as they may be in conflict with the provisions of this act.

By MR. JORDAN: A bill to encourage the live stock industry in this State, and to prevent loss of same by contagious and infectious diseases; to provide for the appointment of a State veterinarian, and to encourage improvement in the breeding of horses and mules in this



State, and to provide a revenue to pay the expenses in carrying out the provisions of this act.

By MR. FITZHUGH: A bill to amend and re-enact an act approved March 11, 1910, entitled an act to protect and advance agriculture by regulating the sale and purity of agricultural lime and the guarantee and condition upon which it is to be sold, and fixing the penalty incurred for violation of the same.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 21. Senate bill to amend and re-enact section 788 of the Code of Virginia, relating to the report of the Auditor of Public Accounts.

No. 205. Senate bill to reimburse W. C. Parks and others, district road commissioners for Washington county, for advancing certain funds for local public road improvements on account of a deficiency in the State convict road force fund.

No. 70. Senate bill to make it a misdemeanor to borrow money from sales tobacco warehousemen upon a written promise or pledge to sell tobacco with said sales tobacco warehousemen and thereafter fail to comply with such written promise or pledge.

No. 159. Senate bill to amend and re-enact section 2436 of the Code of Virginia, in regard to the effect of the decree in suits for the sale of contingent estates.

No. 253. Senate bill to amend and re-enact sections 4, 12, 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, and the printing of ordinances, and to add to the said charter a new section, to be known as section 32-a, in reference to the issuance of bonds.

No. 254. Senate bill to amend and re-enact an act entitled an act to provide a new charter for the city of Portsmouth, approved March 10, 1908, by adding a new chapter thereto, to be known as chapter 9, in relation to civil and police justice, providing for his election or appointment and qualification, describing his powers, duties, jurisdiction, term of office and compensation, and repealing section 7 of chapter 2 of said city charter.

No. 318. Senate bill providing the manner in which cities and towns of this Commonwealth may obtain leave to erect a dam in or across a water course, and prescribing the procedure to be had in connection therewith.

No. 210. Senate bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an

act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1, 1888, by an act approved February 25, 1892, and by acts approved February 26, 1894, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898.

No. 232. Senate bill to authorize the city council of Fredericksburg to issue its coupon or registered bond for the purpose of improving its streets in said city.

No. 202. Senate bill to allow the erecting of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection.

No. 269. Senate bill to amend and re-enact section 23 of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended.

No. 222. Senate bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same.

No. 292. Senate bill to amend and re-enact an act entitled An act to provide for a new charter for the town of Farmville, approved February 10, 1890, as amended by an act to amend and re-enact section 18 of the charter of the town of Farmville, approved February 9, 1898, as amended by an act to amend and re-enact sections 1, 13 and 21 of an act entitled an act to provide a new charter for the town of Farmville, approved February 20, 1900, as amended by an act to amend and re-enact section 21 of the charter of the town of Farmville, approved February 8, 1901.

No. 235. Senate bill to incorporate the town of Dillwyn, in Buckingham county, Virginia.

No. 268. Senate bill to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments.

No. 264. Senate bill to amend and re-enact an act approved March 7, 1894, entitled an act to provide for working and keeping in repair the public roads of Nelson county, as amended by an act approved February 26, 1896, and as further amended by an act approved March 3, 1898.

No. 209. Senate bill to amend and re-enact section 16 of an act entitled an act to amend an act and re-enact an act entitled an act to amend and re-enact an act to provide for creating, working and maintaining public roads in Fairfax county, and defining the boundaries

of the same, approved March 14, 1904, approved March 8, 1906, approved March 14, 1908.

No. 296. Senate bill to require the Auditor of Public Accounts to call for statements of county, town and city treasurers concerning all financial affairs in said offices, and to provide penalties for the failure to comply with the provisions of this act.

No. 126. Senate bill to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia.

The following House bills were read at length a first time and ordered to be printed:

No. 346. House bill to amend and re-enact section 4147 of the Code of Virginia, as amended and re-enacted by an act approved, December 10, 1903.

No. 347. House bill to amend and re-enact an act entitled an act to regulate the time and manner in which common carriers doing business in this State shall adjust and pay just freight charges and claims for loss or damage to freight, and claims for storage, demurrage and service, approved February 29, 1908.

No. 348. House bill to require county boards of supervisors to erect sign boards at the forks of main public roads.

No. 349. House bill to provide for payment to the assessor of real estate for the city of Roanoke for work done by them in consequence of the death of one of said assessors.

No. 350. House bill to provide for the collection of delinquent capitation taxes, and the manner of collecting and accounting for same.

No. 351. House bill to amend and re-enact section 70 of the Code of Virginia, as amended and re-enacted by an act approved March 17, 1910.

No. 352. House bill declaring what shall be prima facie evidence of who is Confederate soldier in application for a pension.

No. 353. House bill to amend and re-enact section 484 of the Code of Virginia, 1904, to authorize commissioners of the revenue to reduce the assessment of buildings when injured or destroyed and to reduce the assessment of timber lands when the same is decreased in value by the removal of timber therefrom.

No. 354. House bill to amend and re-enact section 139 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903.

No. 355. House bill to amend and re-enact an act entitled an

act to amend and re-enact section 31 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, approved March 11, 1908, approved March 10, 1910.

No. 356. House bill to amend and re-enact section 604 of the Code of Virginia, as heretofore amended, in relation to settlements by the treasurer of counties and cities with the Auditor of Public Accounts.

No. 357. House bill to amend and re-enact an act entitled An act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, approved March 16, 1910.

No. 358. House bill to amend and re-enact section 3211 of the Code of Virginia, as amended by chapter 110, page 140, of the Acts of Assembly, 1895-1896, entitled an act to amend and re-enact section 3211 of the Code of Virginia, in relation to the remedy by motion for judgment after fifteen days' notice on contracts generally.

No. 359. House bill to amend and re-enact section 3652 of the Code of Virginia of 1887, in relation to the exemption of wages of laboring men and waiver thereof.

No. 360. House bill requiring juries to pass upon the question of negligence in actions for personal injuries.

No. 361. House bill requiring contributory negligence to be pleaded.

No. 362. House bill prohibiting contributory negligence to be made a defense in actions for personal injuries.

No. 363. House bill to fix and define the evidential effect of a seal affixed to writings.

No. 364. House bill to prevent the oppression or intimidation of persons held in custody or under arrest, and to provide punishment for persons violating this act.

No. 365. House bill to provide for the erection and maintenance of railings on the causeways of all wharves in the Commonwealth at which passengers embark or disembark from steamboats.

No. 366. House bill for the protection of fish in the Meherrin river.

No. 367. House bill to amend and re-enact section 448 of the Code of Virginia, as amended by an act approved February 9, 1910, entitled an act to amend and re-enact section 448 of the Code of Virginia, as amended.

No. 368. House bill to make the unauthorized use of automobiles or motor vehicles a misdemeanor.

No. 369. House bill to prevent deception in the sale of ice cream



and to establish standards for the same, defining condensed milk, and providing for its sale.

No. 335. House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 17, 1910, entitled An act to constitute a United Agricultural Board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture and the State Board of Education, in co-operation with the United States Department of Agriculture for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties, was, on motion of Mr. STRATTON, taken up out of its order on the calendar and committed to the Committee on Finance.

Mr. THROCKMORTON entered a motion to reconsider the vote by which

No. 92. House bill to amend and re-enact section 236 of the Code of Virginia, was ordered to be engrossed.

On motion of Mr. JENNINGS,

No. 345. House bill to repeal chapter 440 of the Acts of Assembly of 1902-1903-1904, being an act of the General Assembly of Virginia, approved December 12, 1903, entitled An act to establish a dispensary for the sale of intoxicating liquors in Leigh magisterial district, at Meherrin, Prince Edward county, Virginia, to prohibit all persons, firms or corporations to sell, barter or exchange such liquors in said magisterial district, and to repeal all laws in conflict with this act, so far as they apply to said magisterial district, was re-committed to the Committee on Counties, Cities and Towns.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bill, which had been passed by both houses and duly enrolled, the title of said bill having been publicly read:

No. 3. Senate joint resolution proposing amendment to section 117 of article 8 of the Constitution of Virginia.

On motion of Mr. WILLEROY, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

## FRIDAY, FEBRUARY 16, 1912.

Prayer by Rev. Dr. J. W. Morris, of Monumental Episcopal Church.

On motion of Mr. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 15, 1912.*

The Senate has passed House bill entitled an act to amend and re-enact an act approved January 29, 1898, entitled an act to provide for the working and keeping in repair the public roads of Amherst county, as amended and re-enacted by an act approved March 2, 1898, and as further amended by an act approved March 15, 1904, which latter act was further amended by an act approved March 16, 1910, which said amendment and the amendment herein contained being for the purpose of authorizing the board of supervisors of said county to work and improve the public roads of said county, expend any surplus money on the roads and bridges of said county, and authorize the erection of toll gates on certain roads in said county for the purpose of raising revenue to maintain and build, macadamize and otherwise permanently improve roads in said county, No. 161.

They have passed Senate bills entitled an act to amend and re-enact section 20 of an act entitled An act to aid the citizens of Virginia who were disabled by wounds received during the War Between the States while serving as soldiers, sailors or marines of Virginia, and such as served during the said war as soldiers, sailors or marines of Virginia, who are now disabled by disease contracted during the war or by the infirmities of age, and the widows of soldiers, sailors or marines of Virginia who lost their lives in said service, or whose death resulted from wounds received or disease contracted in said service, and providing penalties for violating the provisions of this act, approved April 2, 1902, as subsequently amended, No. 166; an act to amend and re-enact section 3 of an act concerning the exercise of the power of eminent domain, approved January 18, 1901, No. 194; an act to authorize the board of supervisors of any county to expend the amount received from levy or tax on the railroad trackage and right of way in such magisterial district or districts, as it may deem advisable, just and equitable, No. 213; an act to amend and re-enact section 1698 of the Code of Virginia, No. 263; and an act to amend and re-enact subdivision 25 of an act entitled An act concerning the exercise of the

power of eminent domain, approved the 18th day of January, 1904, No. 314.

In which they request the concurrence of the House of Delegates.

No. 166, Senate bill, was referred to the Committee on Finance.

Nos. 194 and 213, Senate bills, were referred to the Committee on Counties, Cities and Towns.

No. 314, Senate bill, was referred to the Committee for Courts of Justice.

No. 163, Senate bill, was referred to the Committee on Asylums and Prisons.

No. 265. Senate bill to amend and re-enact an act approved February 8, 1908, entitled an act to amend and re-enact an act approved March 10, 1904, entitled an act to amend and re-enact an act approved April 2, 1902, entitled an act to amend and re-enact an act entitled an act to provide a road law for Campbell county, approved March 5, 1900, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

No. 134. Senate bill to amend and re-enact section 3397 of the Code of Virginia, in relation to special commissioners of sale, having been considered by the committee in session, was reported from the Committee for Courts of Justice.

No. 45. Senate bill to amend and re-enact chapter 5 of an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for the violation, approved March 9, 1906, as amended by an act approved March 12, 1908, having been considered by the committee in session, was reported from the Committee on Insurance and Banking, with an amendment.

No. 370. House bill defining vinegar and regulating the sale of vinegars other than that defined herein, and prescribing penalty, having been considered by the committee in session, was reported from the Committee on Agriculture and Mining.

The following House bills, having been considered by the committee in session, were reported from the Committee on General Laws:

No. 371. House bill to amend and re-enact section 1918 of the Code of Virginia, in relation to the compensation of scaler of weights and measures.

No. 372. House bill for the regulation of building and loan associations, requiring financial statements to be made to the State Corporation Commission, the publication thereof, examinations to be made, the fees therefor, the appointment of receivers for insolvent companies, and fixing penalties for the violation of this act.

No. 373. House bill to amend and re-enact sections 23 and 25 of

an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as subsequently amended, having been considered by the committee in session, was reported from the Committee on Insurance and Banking.

The following House bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 374. House bill to require all deeds conveying real estate to show on the face thereof the color of the grantor and grantee.

No. 375. House bill to amend and re-enact section 3179 of the Code of Virginia, as amended and re-enacted by an act approved February 5, 1900, as amended and re-enacted by an act approved February 11, 1901, and as otherwise amended.

No. 376. House bill to prevent judgment being set aside for technical errors.

No. 377. House bill to repeal section 2507 of the Code of Virginia, as amended, requiring lists of writing records to be posted by clerk.

No. 378. House bill to provide for written opinions of the Supreme Court of Appeals of Virginia, in the case of refusals of writs of error and appeals and of granting and refusing writs in cases of original jurisdiction.

No. 379. House bill to make uniform the law of bills of lading.

No. 380. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to establish a general road fund for the permanent improvement of roads and bridges in Dinwiddie county, to create a road board for Dinwiddie county, and prescribe its powers and duties, and to provide for the appointment of a county superintendent of roads, and to regulate his duties, approved March 8, 1904, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 12, 1908, as amended and re-enacted by an act approved March 10, 1910, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

House bill to authorize and empower the present clerk of Goochland county to copy and transmit to the treasurer of said county lists of lands delinquent for taxes for certain years which the previous clerk of said county failed to transmit to the treasurer of said county, as required by law, and to authorize the treasurer of said county to make sale of such lands, and to authorize the judge of the circuit court of said county to allow said clerk of the said circuit court of Goochland county suitable compensation for making lists aforesaid, hereto-



fore referred to the Committee for Courts of Justice, was referred back with the recommendation that it be referred to the Joint Committee on Special, Private and Local Legislation. The bill was so referred.

MR. WHITE of Rockbridge offered the following resolution:

Whereas under the joint order of the House and Senate, practically all bills have been introduced and referred to committees; and

Whereas it is desirable that all local bills should be reported and disposed of as speedily as possible;

Resolved, That the Committee on Special, Private and Local Legislation be requested to meet and return to the House on Saturday such bills as they may think proper, and that the regular standing committees of the House be requested to report as speedily as possible all local bills which they may deem proper, and to this end the committees having local bills are requested to meet not later than Monday morning for this purpose; which was agreed to.

MR. COX offered the following resolution:

In order that all members have an equal opportunity to have their bills advanced,

Resolved, That the order agreed on yesterday be continued to-day and until the calendar shall have been called through, and House bills on their second reading be considered, beginning with No. 178, but when ten members shall object to the consideration of a bill it shall be passed by; which was agreed to.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. BOWMAN: A bill to amend and re-enact sections 93, 94, 95, 96 and 97 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

By MR. WHITE of Rockbridge: A bill to provide for obtaining information as to the amount of all the local taxes, and the sources from which they are derived, in order to obtain such facts as may be necessary upon which to base a tax bill, and which will aid the more equal, uniform and efficient raising of taxes, both for the Commonwealth and the subdivision thereof.

To the Committee on Special, Private and Local Legislation:

By MR. WHITE of Albemarle: A bill to amend and re-enact an act of the General Assembly of Virginia, approved March 3, 1900, and in force from its passage, entitled An act to provide a new charter for the city of Charlottesville, and to repeal all acts inconsistent therewith, and also to amend and re-enact an act entitled an act to provide a new charter for the city of Charlottesville, approved March 14, 1908.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 265. Senate bill to amend and re-enact an act approved February 8, 1908, entitled an act to amend and re-enact an act approved March 10, 1904, entitled an act to amend and re-enact an act approved April 2, 1902, entitled an act to amend and re-enact an act entitled an act to provide a road law for Campbell county, approved March 5, 1900.

No. 134. Senate bill to amend and re-enact section 3397 of the Code of Virginia, in relation to special commissioners of sale.

No. 45. Senate bill to amend and re-enact chapter 5 of an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, association, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

The following House bills were read at length a first time and ordered to be printed:

No. 370. House bill defining vinegar and regulating the sale of vinegar other than that defined herein, and prescribing penalty.

No. 371. House bill to amend and re-enact section 1918 of the Code of Virginia, in relation to the compensation of sealer of weights and measures.

No. 372. House bill for the regulation of building and loan associations, requiring financial statements to be made to the State Corporation Commission, the publication thereof; examinations to be made; the fees therefor; and appointment of receivers for insolvent companies, and fixing penalties for the violation of this act.

No. 373. House bill to amend and re-enact sections 23 and 25 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as subsequently amended.

No. 374. House bill to require all deeds conveying real estate to show on the face thereof the color of the grantor and grantee.

No. 375. House bill to amend and re-enact section 3179 of the Code of Virginia, as amended and re-enacted by an act approved February 5, 1900, as amended and re-enacted by an act approved February 11, 1901, and as otherwise amended.

No. 376. House bill to prevent judgments being set aside for technical errors.

No. 377. House bill to repeal section 2507 of the Code of Virginia, as amended, requiring lists of writing recorded to be posted by clerk.

No. 378. House bill to provide for written opinions of the Supreme Court of Appeals of Virginia, in cases of refusals of writs of error and appeals and of granting and refusing writs in cases of original jurisdiction.

No. 379. House bill to make uniform the law of bills of lading.

No. 380. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to establish a general road fund for the permanent improvement of roads and bridges in Dinwiddie county, to create a road board for Dinwiddie county, and prescribe its powers and duties, and to provide for the appointment of a county superintendent of roads, and to regulate his duties, approved March 8, 1904, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 12, 1908, as amended and re-enacted by an act approved March 10, 1910.

The following House bills having been printed, were read at length a second time and ordered to be engrossed:

No. 179. House bill relative to payment and custody of deposits in two or more names.

No. 181. House bill to amend and re-enact section 4 of chapter 3 of an act concerning public service corporations, which became a law January 18, 1904. (Amended.)

No. 183. House bill to provide for submitting the question of liquor license to the qualified voters of counties, corporations and magisterial districts, and to amend sections 581 and 585 of chapter 25 of the Code of Virginia, and as previously amended by acts.

No. 187. House bill to amend and re-enact section 8 of an act of the General Assembly of Virginia, approved February 23, 1906, entitled An act to authorize the sale of lots purchased by the Commonwealth for delinquent taxes and not redeemed within four years or more.

No. 189. House bill defining the crime of burglary with explosives, and providing the punishment therefor.

No. 190. House bill to make any person an incompetent juror

to serve at more than one term of any court during any one calendar year.

No. 191. House bill to amend and re-enact section 2599 of the Code of Virginia, in regard to the appointment of guardians.

No. 193. House bill to remove the State tax upon qualifications of Confederate pensioners when such qualifications are had solely to obtain the sum allowed from the State treasury to pay funeral expenses of such pensioner.

No. 194. House bill to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by act approved December 28, 1903, approved March 14, 1908.

No. 196. House bill to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 197. House bill to appropriate a sum of money not to exceed \$2,500 per year for the two years 1912 and 1913, for the relief of needy Confederate women of Virginia, who are not upon the State pension rolls, nor are not inmates of any Confederate, independent or church homes or charitable institutions; the relief to such needy Confederate women to be effected by the Auditor of Public Accounts of Virginia issuing his warrant upon the State treasury to each beneficiary under this act, such beneficiaries to be ascertained and determined by proofs, satisfactory to said Auditor, furnished by the organization of women known as the Virginia Division of the United Daughters of the Confederacy.

No. 202. House bill to amend and re-enact section 1 of chapter 3 of an act entitled An act concerning public service corporations, which became a law January 18, 1904.

No. 204. House bill to amend and re-enact an act entitled An act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a



special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, and known as the "tax bill."

No. 205. House bill to authorize the Auditor of Public Accounts to pay certain claims due the treasurer of Elizabeth City county by the State which were refused payment on account of certain clerical errors.

No. 206. House bill to require taxes levied upon dogs to be put upon the same tax bill with taxes levied upon personal property, and to give the same remedies for collecting such taxes in certain cases.

No. 208. House bill to amend and re-enact section 10, under schedule D, of an act entitled an act to raise revenue for the support of the government public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 10, 1903, as amended by an act approved February 19, 1904, and as further amended by an act approved January 31, 1908.

No. 209. House bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1900, March 11, 1908, and March 14, 1910.

No. 210. House bill to amend and re-enact an act entitled An act to provide an appeal to any person denied registration, approved November 28, 1903 (Code, 83-a), so as to provide an appeal to any person whose name is stricken from the registration books.

No. 211. House bill to amend and re-enact section 86 of the Code of 1887.

No. 212. House bill to amend and re-enact sections 73 of an act entitled An act to repeal sections 63 and 66 and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75, 78, 79, 80 and 85, as amended by an act approved May 26, 1903, of chapter 8 of the Code of Virginia, approved December 8, 1903, in reference to registration of voters. (Code, 1904, section 73.)

No. 213. House bill to amend and re-enact section 78 of the Code of Virginia of 1887, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 19, 1906, entitled An act to amend and re-enact section 78 of the Code of Virginia of 1887, as amended and re-enacted by an act of the General Assembly of Virginia, approved December 8, 1903, entitled an act to repeal sections

63 and 66 and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75, 79, 80 and 85, as amended by an act approved May 26, 1903, of chapter 8 of the Code of Virginia, in relation to duties of registrars; their pay.

No. 214. House bill to amend and re-enact section 113 of the Code of Virginia, as amended by an act approved January 11, 1904.

No. 215. House bill to repeal an act approved February 19, 1896, entitled An act to constitute capitation tax a lien upon real estate owned by the person at the time such capitation tax is assessed, as amended by an act approved December 3, 1903.

No. 219. House bill to provide for ascertaining the amount of delinquent taxes chargeable against each piece or tract of land in this State since January 1, 1900, requiring proper registration of the same, and the registration of delinquent taxes since that date, and providing for collection of same.

No. 222. House bill to prohibit persons while under the influence of ardent spirits to operate or drive an automobile.

No. 225. House bill to provide for the collection of fines and commitment of a convicted person to jail unless the fine imposed upon such person is paid.

No. 226. House bill to amend and re-enact an act entitled An act imposing upon railroad corporations liability for injury to their employees in certain cases, approved March 27, 1902.

No. 227. House bill to amend and re-enact section 2414 of the Code of Virginia.

No. 228. House bill to prevent the hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decision on technical points without regard to the merits, and to simplify procedure in that court, in regard to bills of exceptions.

No. 230. House bill to amend and re-enact an act entitled An act to authorize the sale of real estate held as curtesy or as dower, whether the remainder be vested or contingent, and whether the remaindermen be infants or adults, approved December 17, 1903, and to provide for partition in certain cases.

No. 231. House bill to make valid and effective the recordation of deeds of corporations conveying property, real or personal, heretofore or hereafter executed, and heretofore or hereafter recorded in pursuance of resolution of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by such officers signing the corporate names and affixing and attesting the corporate seals, respectively or jointly, and when such deeds have been or may be recorded upon the certificates or acknowledgment of the president only.

No. 232. House bill to make valid and effective deeds of corpora-

tions conveying property, real or personal, heretofore or hereafter executed, in pursuance of resolutions of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by the president signing the corporate names and the secretaries affixing and attesting the corporate seals, respectively, unless such resolutions expressly direct that each of such acts shall be done by such officers jointly.

No. 238. House bill to amend and re-enact an act approved February 25, 1908, relating to the fees of notaries and justices of the peace, as heretofore amended.

No. 239. House bill to regulate the receiving, receipting for, and delivery of property transported by express companies and the collecting or attempting to collect more than lawful tolls and charges for transporting and delivering the same, and providing a penalty for failure to comply with this act. (Amended.)

No. 243. House bill to provide the penalty for whipping to any person convicted of cruelty and without justification beating his wife or mother.

No. 245. House bill to define who may be a deputy clerk.

No. 246. House bill to amend and re-enact section 4052 of the Code of Virginia, in relation to writs of error; where lie, when for accused, when for State.

No. 248. House bill to prevent minors from carrying firearms, and fixing penalty for same.

No. 249. House bill to amend and re-enact section 1 of the act entitled an act to regulate the practice of veterinary medicine and surgery in the State of Virginia, approved February 27, 1896. (Amended.)

No. 250. House bill to amend and re-enact section 2627 of the Code of Virginia.

No. 253. House bill to provide for the regulation and supervision of investment companies, and providing penalties for the violation of the provisions of this act.

No. 254. House bill to amend and re-enact section 3863 of the Code of Virginia, so as to make the same apply to automobiles, motorcycles and vehicles of like kind. (Amended.)

No. 255. House bill to prevent the sale or giving of cigarettes, cheroots or cigars to persons under eighteen years of age, and providing punishment for violation of the same. (Title amended and amended.)

No. 261. House bill to amend and re-enact an act of the General Assembly of Virginia, entitled an act to punish the destruction, in whole or in part, of certain property by use of dynamite, nitro-glycerine or other explosive substances, approved February 7, 1890.

No. 272. House bill to amend and re-enact an act approved February 27, 1906, entitled An act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, as amended and re-enacted by an act approved February 8, 1908, entitled an act to amend and re-enact an act entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, approved February 27, 1906.

No. 273. House bill to amend and re-enact section 1 of an act of the General Assembly of Virginia, approved March 6, 1906, entitled An act to create the State convict road force; to authorize the working of certain prisoners on the public roads of this State; providing for guarding, transportation, lodging, feeding, clothing and medical attention of the State convict road force; providing for an increase of the penitentiary guard not to exceed forty-five men; providing how a county may have the benefit of the labor of the State convict road force, and appropriating money from the public treasury to carry the provisions of this act into effect.

No. 69. House bill to forbid the board of directors of the State penitentiary to make any contract for the hire of convicts without the specific authorization of the General Assembly.

No. 274. House bill to require the State Board of Education to ascertain and report the amount paid by patrons of public schools for adopted school books.

No. 278. House bill to prevent the spread of blight to chestnut trees in this State, and to appropriate money therefor.

No. 281. House bill to amend and re-enact section 1573 of the Code of Virginia of 1904, providing for the officers of the institute to be part of the militia and commissioned.

Motions severally made to reconsider the votes by which Nos. 197, 202 and 209 House bills were ordered to be engrossed were rejected.

The following House bills were, on motions severally made, dismissed:

No. 242. House bill to amend and re-enact section 12 of an act approved April 2, 1902, chapter 465, entitled An act to incorporate the town of Wakefield, relating to levy of a specific tax upon male citizens over the age of twenty-one years, on the \$100 worth of property, for all purposes.

No. 260. House bill to repeal an act approved March 14, 1908, providing a retirement fund for public school teachers.

No. 283. House bill to appropriate \$1,000 for the purchase of the painting called "Last of the Wooden Navy," came up. The



question being on ordering the bill to its engrossment and third reading, was put and decided in the negative.

MR. COX moved to reconsider the vote by which the House refused to engross the bill, which motion was rejected.

MR. OLIVER entered a motion to reconsider the vote by which No. 111, House bill to regulate and define the liability of common carriers for injuries to their employees from negligence, was ordered to be engrossed.

MR. MONTAGUE entered a motion to reconsider the vote by which No. 204, House bill to amend and re-enact an act entitled An act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, and known as the "tax bill," was ordered to be engrossed.

The following House bills were, on motions severally made by MR. BELL, recommitted to the Committee for Courts of Justice:

No. 309. House bill to prescribe the effect as evidence to be given to deeds recorded prior to the year 1865.

No. 336. House bill prescribing the effect as evidence of certain ancient deeds and the recitals or references therein contained.

On motion of MR. BAKER of Chesterfield, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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SATURDAY, FEBRUARY 17, 1912.

Prayer by Rev. Dr. J. W. Morris, of Monumental Episcopal Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In the Senate, February 16, 1912.*

The Senate has agreed to House joint resolution in reference to appointing a committee to ascertain and report the advisability of procuring an additional lot for a public building.

They have passed, with an amendment, House bill entitled An

act in relation to the assessment for local taxation of the rolling stock of railroad corporations, No. 175.

In which they request the concurrence of the House of Delegates.

No. 175, House bill, was, on motion of MR. WILLIAMS, placed on the calendar.

No. 96. Senate bill to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910, having been considered by the committee in session, was reported from the Committee on Finance, with amendments.

No. 263. Senate bill to amend and re-enact section 1698 of the Code of Virginia, having been considered by the committee in session, was reported from the Committee on Asylums and Prisons.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 194. Senate bill to amend and re-enact section 3 of an act concerning the exercise of the power of eminent domain, approved January 18, 1904.

No. 266. Senate bill to amend and re-enact section 1 of an act approved March 12, 1908, entitled an act to provide the mode of ascertainment of damages in favor of abutting owners where any city or town shall cause injury to property by reason of the grading of any street, alley or other public place belonging to such city or town, and to give any assessment so made against the city or town the effect of a judgment.

No. 381. House bill to permit the board of directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital, having been considered by the committee in session, was reported from the Committee on Asylums and Prisons.

The following House bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 382. House bill to impose a license tax on dogs for the protection of sheep and other stock in this State.

No. 383. House bill to amend and re-enact section 2042 of the Code of Virginia, 1904; damages for trespass by animals; forfeiture and so forth.

No. 384. House bill to authorize any two or more cities or towns of the Commonwealth to unite in purchasing, acquiring, establishing, owning or operating a system of water works jointly; to pledge their credit jointly to such enterprise.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 385. House bill to provide for a compromise and settlement of certain contentions and differences between the Commonwealth and its political subdivisions, upon the one part, and the Richmond, Fredericksburg and Potomac Railroad Company on the other part.

No. 386. House bill concerning railroad companies in which, or in the stock or securities of which, the Commonwealth owns, or is entitled to, any proprietary rights or interest.

No. 387. House bill for the relief of W. J. Whitehurst.

No. 388. House bill to amend and re-enact section 99, in reference to license to keep bowling saloon, of an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 389. House bill to amend and re-enact the tenth clause of section 183 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact title eight of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903, as amended and re-enacted by an act approved March 16, 1910.

No. 390. House bill to permit commissioners of the revenue to reduce the assessments on timber lands when the timber or any substantial part thereof has been removed or destroyed.

House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 3, 1900, and in force from its passage, entitled An act to provide a new charter for the city of Charlottesville, and to repeal all acts inconsistent therewith, and also to amend and re-enact an act entitled An act to provide a new charter for the city of Charlottesville, approved March 14, 1908, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill in relation to the hustings court of the city of Richmond, having been considered by the Joint Committee on Special,

Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee for Courts of Justice.

House bill to permit the opening by the city of Richmond through the grounds of R. E. Lee Camp No. 1, Confederate Veterans, of Stuart avenue, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to relieve J. L. Addington, J. B. Wells, Morgan Bolling and W. R. Collier, late members of the board of supervisors of Wise county, from refunding certain moneys received by them for the services rendered in connection with the building of macadamized roads in Wise county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Finance.

House bill to prohibit the sale of cider and other drinks containing over one-half of one per cent. alcohol within one mile of Zion Baptist Church, in the town of Pamplin City, Appomattox county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.



The bill was referred to the Committee on Counties, Cities and Towns.

House bill to submit to the qualified voters of the city of Lynchburg, Virginia, at a special election to be held there for the question of the establishment at Lynchburg, Virginia, of a dispensary or dispensaries for the sale of intoxicating liquors therein, and in the event that a majority of those voting at said election vote for said dispensary or dispensaries, then further to provide for the establishment and conduct of same, and to prohibit thereafter, within said city, the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations, except as herein provided, and to provide for future elections on the question of abolishing such dispensary or dispensaries, and defining the effect of all elections held hereunder, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 5 of an act to amend and re-enact section 5 of an act approved January 18, 1906, entitled an act to amend and re-enact section 5 of an act approved March 3, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact an act entitled an act to authorize the board of supervisors of Nansemond, Isle of Wight, Surry, Caroline, Spotsylvania, Stafford, Russell, Greensville, Highland, Scott, Lunenburg, Carroll, Lee, Amherst and Wythe counties, in their discretion, to impose a license tax on dogs, and to provide for the method for collecting same, and providing penalties and mode of enforcing same, approved March 7, 1910, having been considered by

the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to allow the council of the town of Rocky Mount, Virginia, to appropriate from the town revenues a sum not exceeding \$6,000, to be used in the construction of a high school building in said town, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several

acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of the city of Norfolk county, which was entered on the 9th day of January, 1906, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend section 37 of an act approved January 11, 1898, entitled an act to amend and re-enact the charter of the town of Culpeper, Virginia, as further amended by an act approved March 3, 1906, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to submit to the qualified voters of the city of West Point, Virginia, at a special election to be held therefor, the question of the establishment at the said town of West Point of a dispensary for the sale of intoxicating liquors therein, and in the event that a majority of said voters voting at said election vote for said dispensary, then further to provide for the establishment and conduct of same, and to prohibit thereafter within said city the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations, except as herein provided, and to provide for future elections on the question of abolishing said dispensary, and defining the effect of all elections held hereunder, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to appropriate \$50,000 for the erection of a building upon the grounds of the Virginia State Fair Association, Inc., in the county of Henrico, Virginia, for the purpose of exhibiting the agricultural and mineral products of the several counties of the State of Virginia during the annual exhibit of the Virginia State Fair Association, Inc., and at such other times as the commissioners hereinafter provided may determine, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to repeal an act approved February 21, 1817, entitled an act incorporating a company to establish a turnpike road from the city of Richmond, crossing Chickahominy river below the Meadow and New bridges, until it intersects the Swamp road on the north side of said river, as amended by an act approved January 16, 1826, as further amended by an act approved January 31, 1861, and as further amended by an act approved January 12, 1866, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill to amend and re-enact section 18 of the charter of the town of Manassas, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.



House bill to authorize C. B. Woodward to establish a ferry across Powell's river, at Powell's ford, in Lee county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill authorizing justices of the peace, police justices and judges of the county of Northampton to sentence persons convicted of vagrancy to work upon the roads, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee for Courts of Justice.

House bill to authorize the cities of Newport News and Hampton, and the counties of Warwick and Elizabeth City to appropriate money and to issue bonds for drainage of any lands lying in the counties of Warwick or Elizabeth City, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize the board of supervisors of the county of Madison, Virginia, to expend money for the construction, maintenance and improvement of the roads of said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize and empower the present clerk of Goochland county to copy and transmit to the treasurer of said county lists of land delinquent for taxes for certain years, which the previous clerk of said county failed to transmit to the treasurer of said county, as required by law, and to authorize the treasurer of said county to make sale of such lands, and to authorize the judge of the circuit court of said county to allow said clerk of the circuit court of Goochland county suitable compensation for making lists aforesaid, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee for Courts of Justice.

House bill to amend and re-enact section 14 of an act entitled an act to incorporate the town of La Crosse, in Mecklenburg county, Virginia, which took effect February 15, 1910, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to appropriate the sum of \$120 annually to the support of Virginia Room of the Confederate Memorial and Literary Society, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to amend and re-enact section 34 of an act of the General Assembly of Virginia, approved March 1, 1908, entitled an act

to amend and re-enact sections 27, 34, 36, 41, 45, 46 and 47 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, and March 15, 1902, and to define the boundaries of the city of Norfolk, as extended by the several acts of the General Assembly and approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, and add an independent section thereto, to be known as section 33-a, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to prescribe a fence law for Fork magisterial district of Warren county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill can be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize the board of supervisors of Rockingham county, in the State of Virginia, to establish toll gates for the purpose of maintaining the macadam roads in said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

The following were presented and referred under Rule 37:

To the Committee on Special, Private and Local Legislation:

By MR. SMITH: A bill for relief from erroneous assessments of land in King and Queen county.

By MESSRS. BARGAMIN and RADFORD: A bill to amend and re-enact an act entitled an act to provide a new charter for the town of Liberty, to extend its limits, and change the name to Bedford City, approved March 3, 1890, and to change the name of the town to Bedford.

MR. TABB was granted three days' leave of absence, on motion of MR. WALTON.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 96. Senate bill to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910.

No. 263. Senate bill to amend and re-enact section 1698 of the Code of Virginia.

No. 194. Senate bill to amend and re-enact section 3 of an act concerning the exercise of the power of eminent domain, approved January 18, 1904.

No. 266. Senate bill to amend and re-enact section 1 of an act approved March 12, 1908, entitled an act to provide the mode of ascertainment of damages in favor of abutting owners where any city or town shall cause injury to property by reason of the grading of any street, alley or other public place belonging to such city or town, and to give any assessment so made against the city or town the effect of a judgment.

The following House bills were read at length a first time and ordered to be printed:

No. 381. House bill to permit the board of directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital.

No. 382. House bill to impose a license tax on dogs, for the protection of sheep and other stock in this State.

No. 383. House bill to amend and re-enact section 2042 of the Code of Virginia, 1904, damages for trespass by animals, forfeiture and so forth.



No. 384. House bill to authorize any two or more cities or towns of the Commonwealth to unite in purchasing, acquiring, establishing, owning or operating a system of water works jointly; to pledge their credit jointly to such enterprise.

No. 385. House bill to provide for a compromise and settlement of certain contentions and differences between the Commonwealth and its political subdivisions, upon the one part, and the Richmond, Fredericksburg and Potomac Railroad Company on the other part.

No. 386. House bill concerning railroad companies in which, or in the stock or securities of which, the Commonwealth owns, or is entitled to any, proprietary rights or interest.

No. 387. House bill for the relief of W. J. Whitehurst.

No. 388. House bill to amend and re-enact section 99, in reference to license to keep bowling saloon, of an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 389. House bill to amend and re-enact the tenth clause of section 183 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact title 8 of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903, as amended and re-enacted by an act approved March 16, 1910.

No. 390. House bill to permit commissioners of the revenue to reduce the assessments on timber land when the timber or any substantial part thereof has been removed or destroyed.

The following House bills, having been printed, were read at length a second time and ordered to be engrossed:

No. 284. House bill to provide for the removal of the remains of General Henry Lee from the State of Georgia, and reinter the same at some appropriate place in Virginia, and to appropriate funds for the purpose.

No. 285. House bill to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey, and against the Commonwealth of Virginia.

No. 288. House bill to amend and re-enact section 614 of the Code of Virginia, as amended by an act approved March 10, 1910, entitled an act to amend and re-enact section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of

the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904.

No. 289. House bill to amend and re-enact section 613 of the Code of Virginia, as amended by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, approved March 15, 1904.

No. 291. House bill to amend and re-enact an act entitled An act to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture in said county, approved March 17, 1900.

No. 302. House bill to amend and re-enact an act entitled An act to amend and re-enact section 437-a of chapter 23 of the Code of Virginia, relative to assessments of lands, lots and interest therein, and improvements thereon, as the same has been heretofore amended by chapter 319, Acts of 1906, approved February 19, 1910. (Amended.)

No. 303. House bill to require a special grand jury at a regular or special term of the circuit or corporation court of each county and city in the State to inquire into the assessment of property by the State, counties and cities, and to correct any erroneous assessments, so that the same may be assessed according to the Constitution and laws of this State.

No. 304. House bill to provide for the working of roads in Norfolk county.

No. 305. House bill regulating contracts of surety between common carriers and their employees and sureties upon such contracts.

No. 307. House bill to amend and re-enact section 3102 of the Code of Virginia, relative to the duties of the reporter of the Supreme Court of Appeals of Virginia.

No. 308. House bill to amend and re-enact section 3937 of the Code of Virginia, 1887, providing when a person sentenced to confinement in county jail may be compelled to work on public roads.

No. 311. House bill to add an independent section, to be known as section 2547-b, to chapter 112 of the Code of Virginia of 1887, holding the heir-at-law liable to the devisee for the value of real estate sold to a bona fide purchaser.

No. 312. House bill to amend and re-enact an act entitled an act to protect the title of a bona fide purchaser of real estate for value from the heir-at-law of a decedent against a devisee of the said real estate without notice to such purchaser, approved February 2, 1892.

No. 313. House bill to amend and re-enact section 2965 of the Code of Virginia with reference to the direction and return of an

attachment, as amended by acts approved January 30, 1894, February 27, 1894, and December 10, 1903 by adding a provision requiring the payment, within thirty days, under the penalty of dismissal, of the proper writ tax in case of an attachment for an amount exceeding \$20 returned to a circuit or city court.

No. 314. House bill to amend and re-enact section 4025 of the Code of Virginia, as heretofore amended.

No. 315. House bill to amend and re-enact section 3 of an act entitled an act to establish the law and equity court of the city of Richmond, and to define its jurisdiction and relation to the other courts of said city, approved February 12, 1894.

No. 316. House bill concerning the transfer of shares of stock in corporations. (Amended.)

No. 317. House bill amending section 2678 of Code, in relation to the exhibit of the accounts of fiduciaries for settlement. (Amended.)

No. 318. House bill amending section 2674 of Code in relation to the return of accounts of sales by fiduciaries. (Amended.)

No. 319. House bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to amend and re-enact section 2498 of the Code of Virginia, as amended and re-enacted by an act approved February 27, 1894, as amended and re-enacted by an act approved February 29, 1896, as amended and re-enacted by an act approved February 28, 1898, as amended and re-enacted by an act approved March 3, 1898, as amended and re-enacted by an act approved January 17, 1900, and as amended and re-enacted by an act approved March 5, 1900, and as amended and re-enacted by an act approved February 16, 1901, in relation to deeds of trust and other encumbrances.

No. 320. House bill to protect villages and unincorporated communities, having within defined boundaries a population of three hundred or more, against the running at large of horses, mules, ponies, asses, cattle, hogs, sheep and goats within said boundaries, and to authorize the circuit court of the county in which such village or community is located to fix the boundaries thereof, for the purposes aforesaid.

No. 321. House bill to allow boards of supervisors in counties to employ a competent accountant when they deem it necessary in the settlement of any accounts.

No. 322. House bill to amend and re-enact section 38 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, ap-

proved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, May 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1900, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of February, 1906.

No. 323. House bill to amend and re-enact section 6, chapter 240, of an act approved March 12, 1908, to incorporate the town of Branchville, Southampton county, Virginia.

No. 325. House bill to authorize the board of supervisors of Isle of Wight county to appropriate money for the erection of a wharf on Chuckatuck creek.

No. 326. House bill to provide for an election by the qualified voters of Red Bank magisterial district, in which is the town of Virgilina, in Halifax county, Virginia, to determine whether or not intoxicating liquors shall be manufactured or sold in any manner within the bounds of said district; to define the result of such election, and if the result of said election is against the sale of liquor, to abolish the dispensary in said district, or if the result be in favor of the sale of liquor, to preserve the present law therein, and to provide for biennial elections in said district on said question.

No. 328. House bill to authorize and empower the board of supervisors of Accomac county to levy a tax for the support and maintenance of a public library.

No. 329. House bill to amend and re-enact an act entitled An act to establish a public free school on the grounds of the Prison Association of Virginia, at Laurel, Henrico county, and to make an appropriation for erection and equipment of a schoolhouse, and to provide for the conduct and maintenance of the same, approved March 16, 1908.

No. 332. House bill to provide a uniform ending and beginning of the fiscal year in Virginia.

No. 337. House bill to amend and re-enact section 3158 of the Code of Virginia.

No. 339. House bill to validate and hold firm and binding the receipt, recordation and verification of deeds, orders of probate, fiduciary accounts and other papers and writings received into the clerks' offices of the courts of this Commonwealth by the clerks thereof, and transcribed upon the record books in said offices, though the receipts, recordation and verification certificates attached thereto have not



received the attesting signatures of the said clerks, and to provide for the attesting and verification of the same.

No. 341. House bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vesesls owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved May 16, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, approved March 14, 1910. (Amended.)

No. 342. House bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910.

No. 344. House bill to amend and re-enact an act entitled An act to protect sheep and other stock in the counties of this State, approved March 29, 1908, so that said act when amended shall read as follows. (Amended.)

No. 348. House bill to require county boards of supervisors to erect sign boards at the forks of main public roads.

No. 349. House bill to provide for payment to the assessors of real estate for the city of Roanoke for work done by them in consequence of the death of one of said assessors.

No. 352. House bill declaring what shall be prima facie evidence of who is Confederate soldier in application for pension.

No. 353. House bill to amend and re-enact section 484 of the Code of Virginia, 1904, to authorize commissioners of the revenue to reduce the assessment of buildings when injured or destroyed, and

to reduce the assessment of timber lands when the same is decreased in value by the removal of timber therefrom.

No. 343. House bill to amend and re-enact an act entitled An act to authorize the Washington and Leesburg Turnpike Company, a corporation incorporated under the laws of Virginia, to take possession of certain turnpikes abandoned as such and now used as county roads in the counties of Loudoun, Fairfax and Alexandria, and also to take possession of a portion of a county road in Fairfax county and to improve said abandoned turnpikes or county roads, and said portion of a county road and to convert the same into a modern and high class turnpike for the public convenience, whereon toll may be charged to pay for the construction, operation and maintenance of the same, approved January 31, 1910.

No. 354. House bill to amend and re-enact section 139 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903. (Amended.)

No. 355. House bill to amend and re-enact an act entitled An act to amend and re-enact section 31 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, approved March 11, 1908, approved March 10, 1910.

No. 356. House bill to amend and re-enact section 604 of the Code of Virginia, as heretofore amended, in relation to settlements by the treasurers of counties and cities with the Auditor of Public Accounts.

No. 357. House bill to amend and re-enact an act entitled An act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, approved March 16, 1910.

No. 360. House bill requiring juries to pass upon the question of negligence in actions for personal injuries.

No. 363. House bill to fix and define the evidential effect of a seal affixed to writings.

No. 364. House bill to prevent the oppression or intimidation of persons held in custody, or under arrest, to define offenses under this act, and to provide punishment for persons violating this act. (Amended.)

No. 365. House bill to provide for the erection and maintenance of railings on the causeways of all wharves in the Commonwealth, at which passengers embark or disembark from steamboats.

No. 366. House bill for the protection of fish in the Meherrin river.

No. 367. House bill to amend and re-enact section 448 of the Code of Virginia, as amended by an act approved February 9, 1910, entitled an act to amend and re-enact section 448 of the Code of Virginia, as amended.

No. 368. House bill to make the unauthorized use of automobiles or motor vehicles a misdemeanor.

No. 369. House bill to prevent deception in the sale of ice cream, and to establish standards for the same, defining condensed milk and providing for its sale.

No. 370. House bill defining vinegar and regulating the sale of vinegars other than that defined herein, and prescribing penalty.

No. 380. House bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to establish a general road fund for the permanent improvement of roads and bridges in Dinwiddie county, to create a road board for Dinwiddie county, and describe his powers and duties and to provide for the appointment of a county superintendent of roads and to regulate his duties, approved March 8, 1904, as amended and re-enacted by an act approved March 15, 1906, approved March 12, 1908, as amended and approved March 10, 1910.

No. 334. House bill to amend and re-enact section 7 of an act approved March 17, 1910, entitled An act to constitute a United Agricultural Board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agriculture Experiment Station, the Commissioner and State Board of Agriculture and the State Board of Education, in co-operation with the United States Department of Agriculture for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties, so as to exclude from the operation thereof the county of Wythe, and to add a proviso to said section.

Motions were severally entered by MESSRS. CHALKLEY, NORRIS and MILSTEAD, to reconsider the votes by which Nos. 302, 319, 344 and 365, House bills, were ordered to be engrossed.

MR. THROCKMORTON entered a motion to reconsider the votes by which the following House bills were ordered to be engrossed:

No. 272. House bill to amend and re-enact an act approved February 27, 1906, entitled An act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of a felony, as amended and re-enacted by an act approved February 8, 1908, entitled an act to amend and re-enact an act entitled an act to authorize the court in which he is tried to sentence certain prisoners

to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, approved February 27, 1906.

No. 273. House bill to amend and re-enact section 1 of an act of the General Assembly of Virginia, approved March 6, 1906, entitled An act to create the State convict road force, to authorize the working of certain prisoners on the public roads of this State, providing for guarding, transportation, lodging, feeding, clothing and medical attention for the State convict road force, providing for an increase of the penitentiary guard not to exceed forty-five men, providing how a county may have the benefit of the labor of the State convict road force, and appropriating money from the public treasury to carry the provisions of this act into effect.

No. 69. House bill to forbid the board of directors of the State penitentiary to make any contract for the hire of convicts without the specific authorization of the General Assembly.

No. 310. House bill to validate deeds the certificate of recordation of which have not been signed by the clerk, and cannot now be signed, was, on motion of Mr. Row, dismissed.

No. 346. House bill to amend and re-enact section 4147 of the Code of Virginia, as amended and re-enacted by an act approved December 10, 1903, was, on motion of Mr. Bowman, committed to the Committee on Finance.

On motion of Mr. Tate, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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MONDAY, FEBRUARY 19, 1912.

Prayer by Mr. Buck, member from Washington county.

On motion of Mr. Stratton, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 17, 1912.*

The Senate has passed Senate bills entitled an act to prevent untrue, deceptive and misleading advertising and making such advertising a misdemeanor, No. 9; an act to amend and re-enact section 2048 of the Code of Virginia, 1887, as amended by an act of the



General Assembly, approved December 31, 1903, entitled An act to amend and re-enact section 2048 of the Code of 1887, as amended by act of the General Assembly, approved February 26, 1896, as amended by an act approved March 7, 1900, so as to provide how the present existing fence law in any county, magisterial district or selected portion of any county, other than such as now have no fence law, may be changed by the board of supervisors of such county, No. 104; and an act to regulate the taking of fish from streams west of the Blue Ridge mountains, No. 189.

In which they request the concurrence of the House of Delegates.

No. 104, Senate bill, was referred to the Committee on Counties, Cities and Towns.

Nos. 9 and 189, Senate bills, were referred to the Committee on General Laws.

No. 183. Senate bill to amend and re-enact an act entitled an act to authorize the trustees of New London Academy to lease said buildings to county superintendents of schools of Bedford and Campbell counties for school purposes, approved May 10, 1887, as amended by an act approved March 2, 1910, authorizing the trustees of the New London Academy to convey the real and personal property vested in them to the county school boards of Bedford and Campbell counties, and providing for the maintenance and management of the academy, and to enlarge the powers of the said board of managers, having been considered by the committee in session, was reported from the Committee on Schools and Colleges.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Finance.

No. 138. Senate bill to authorize the State Board of Education to redeem "registered certificate" No. 15, issued under the provisions of an act approved February 23, 1892, and to hold the same as a part of the permanent Literary Fund.

No. 50. Senate bill to release certain tax judgments against the land of J. R. Caldwell in Culpeper county, Virginia.

No. 175. Senate bill to amend and re-enact an act entitled an act to promote public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses and for digging ditches or canals, for securing better drainage, or providing better outlets for drainage, for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing, and providing for the assessment and collection of the cost and expense of the same, and issuing and selling bonds therefor, and for

the care and maintenance of such improvements when constructed, approved March 17, 1910, having been considered by the committee in session, was reported from the Committee on General Laws.

No. 221. Senate bill to amend and re-enact section 1169 of the Code of Virginia, as heretofore amended, having been considered by the committee in session, was reported from the Committee on Insurance and Banking.

The following Senate bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 105. Senate bill to amend and re-enact section 10 of chapter 10 of an act entitled An act concerning public service corporations, approved January 18, 1904, as amended by an act entitled an act to amend and re-enact section 10 of an act concerning corporations, approved January 18, 1904, as amended by an act entitled an act to amend and re-enact section 10 of an act concerning public corporations, approved January 18, 1904, and providing for the continuance of annual tolls on turnpikes, with the recommendation that it do not pass.

No. 73. Senate bill to amend the divorce practice in the State of Virginia and to provide for the mailing of a copy of the order of publication against non-resident defendants to his or her last known place of address by registered mail at least fifteen days before the taking of depositions.

The following House bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 391. House bill to authorize and empower the present clerk of Goochland county to copy and transmit to the treasurer of said county lists of lands delinquent for taxes for certain years which the previous clerk of said county failed to transmit to the treasurer of said county as required by law, and to authorize the treasurer of said county to make sale of such lands, and to authorize the judge of the circuit court of said county to allow said clerk of the circuit court of Goochland county suitable compensation for making lists aforesaid.

No. 392. House bill to protect landlords and employers by making it larceny for tenants, share hands and laborers to obtain advances and fail to repay the same under certain conditions.

No. 393. House bill to amend section 2557 of the Code of Virginia.

No. 394. House bill to provide for punishment by fine or imprisonment, or both, for any one having carnal knowledge of an idiot, insane, imbecile or feeble-minded person.

No. 395. House bill to amend and re-enact section 13 of an act

entitled an act to amend and re-enact an act to provide in cities containing seventy-five thousand inhabitants or more for the election of a special justice of the peace, to be known as the civil justice, to prescribe his jurisdiction and duties, and to fix his compensation, and to authorize the issue by other justices of the peace in said cities of warrants cognizable by said civil justice, approved March 15, 1908, as amended and re-enacted by an act approved February 14, 1910.

No. 296. House bill to provide the reserve fund which banks shall maintain, having been considered by the committee in session, was reported from the Committee on Insurance and Banking.

The following House bills, having been considered by the committee in session, were reported from the Committee on General Laws:

No. 397. House bill to prevent the sale of adulterated or misbranded paris greens, lead arsenates and other insecticides and also fungicides.

No. 398. House bill to prohibit the taking or removing of fish, except such as are excepted, from the watercourses of the county of Augusta.

No. 399. House bill making it a misdemeanor to sell any wild ducks, caught in any trap or other device.

No. 400. House bill to repeal an act to protect fish in Blackwater river, in Isle of Wight county, approved March 16, 1910.

No. 402. House bill to determine who are agents or owners of automobiles and holding the owner responsible for damages occasioned through or by the negligence of such agent, with a recommendation that it do not pass.

No. 401. House bill in relation to the duties of individuals, partnerships, associations or corporations who furnish electricity to others.

No. 403. House bill to amend and re-enact subsections second and fifth of section 2070-a, as heretofore amended, with a recommendation that it do not pass.

No. 404. House bill to amend and re-enact section 10 of an act entitled an act to amend and re-enact section 3 of chapter 1 and section 10 of chapter 2 of an act entitled an act to regulate the practice of pharmacy and the composition, branding, possession, dispensing and sale of drugs, poison and narcotics, and to repeal certain existing acts in relation thereto, approved March 14, 1908, as amended and re-enacted by an act approved March 14, 1910.

The following House bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 405. House bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act ap-

proved March 14, 1908, incorporating the town of Kenbridge, Virginia.

No. 406. House bill to amend and re-enact section 34 of an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact sections 27, 34, 36, 41, 43, 46 and 47 of an act entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, and March 13, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, and approved April 6, 1887, February 22, 1900, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, and add an independent section thereto, to be known as section 33-a.

No. 407. House bill to provide for the pension, maintenance and support of disabled firemen's associations in cities having a population of one hundred thousand and over.

No. 408. House bill to amend and re-enact an act entitled an act to change the name of the town of East Big Stone Gap, Wise county, to East Stone Gap, and to amend and re-enact an act approved March 5, 1890, entitled an act to incorporate the town of East Big Stone Gap, in Wise county, Virginia, approved March 8, 1894.

No. 409. House bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Springs, Washington county.

No. 410. House bill to authorize and empower the board of supervisors of the county of Montgomery, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture and stock raising in the said county.

No. 411. House bill to amend and re-enact section 834-f of the Code.

No. 412. House bill to authorize the cities of Newport News and Hampton, and the counties of Warwick and Elizabeth City, to appropriate money and to issue bonds for drainage of any lands lying in the county of Warwick or Elizabeth City.

No. 413. House bill to amend and re-enact section 14 of an act entitled an act to incorporate the town of La Crosse, Mecklenburg county, Virginia, which took effect February 15, 1901.



No. 414. House bill to prohibit the sale of cider and other drinks containing over one-half of one per cent. alcohol within one mile of Elon Baptist Church, in the town of Pamplin City, Appomattox county.

No. 415. House bill to authorize the board of supervisors of the county of Madison, Virginia, to expend money for the construction, maintenance and improvement of roads in said county.

No. 416. House bill to amend section 37 of an act approved January 11, 1898, to amend and re-enact the charter of the town of Culpeper, Virginia, as further amended by an act approved March 3, 1906.

No. 417. House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 3, 1900, and in force from its passage, entitled an act to provide a new charter for the city of Charlottesville, and to repeal all acts inconsistent therewith, and also to amend and re-enact an act entitled an act to provide a new charter for the city of Charlottesville, approved March 14, 1908.

No. 418. House bill to prescribe a fence law for York magisterial district, Warren county.

No. 419. House bill to allow the council of the town of Rocky Mount, Virginia, to appropriate from the town revenues a sum not exceeding \$6,000 to be used in the construction of a high school building in said town.

No. 420. House bill to amend and re-enact an act entitled an act to authorize the board of supervisors of Nansemond, Isle of Wight, Surry, Caroline, Spotsylvania, Stafford, Russell, Greenville, Highland, Scott, Lunenburg, Carroll, Lee, Amherst and Wythe counties, in their discretion, to impose a license tax on dogs, and to provide for the method for collecting same, and providing penalties and mode of enforcing same, approved March 17, 1910.

No. 421. House bill to amend and re-enact section 18 of the charter of the town of Manassas, Virginia.

No. 422. House bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of

the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 423. House bill to appropriate \$500 for the reimbursement of William E. Raab, on account of being accidentally shot by Virginia officials, and to cover the expenses occasioned to him thereby.

No. 424. House bill to amend and re-enact section 139 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution relating to licenses on slot machines, as heretofore amended.

No. 425. House bill to provide for obtaining information as to the amount of all the local taxes, and the sources from which they are derived, in order to obtain such facts as may be necessary upon which to base a tax bill, and which will aid the more equal, uniform and efficient raising of taxes, both for the Commonwealth and the subdivisions thereof.

The following House bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 426. House bill to authorize C. B. Woodward to establish a ferry across Powell's river, at Powell's ford, in Lee county.

No. 427. House bill to authorize the board of supervisors of Rockingham county, in the State of Virginia, to establish toll gates for the purpose of maintaining the macadam roads in said county.

No. 428. House bill to amend and re-enact section 2 of chapter 230 of an act entitled an act to provide for the establishing, altering and building the public roads and bridges in the county of Shenandoah, and for the working and keeping the same in repair, approved February 8, 1898.

The following House bills, having been considered by the committee in session, were reported from the Committee on Schools and Colleges:

No. 429. House bill to amend and re-enact sections 1430 and 1433 of the Code of Virginia, as amended and re-enacted by an act approved December 28, 1903, entitled an act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools for counties and to the Literary Fund.

No. 430. House bill to provide for the creation and recordation of liens on school properties in the State to secure loans made from the Literary Fund by the State Board of Education, and also to provide for insuring school properties on which such loans are made.

No. 431. House bill to repeal an act approved March 2, 1910, to authorize the district school board of Grafton school district, of York county, to borrow \$4,000 and to issue bonds therefor for a new high school building.

No. 432. House bill to authorize the school board of Grafton magisterial district, of York county, to borrow a sum not exceeding \$2,500 and to issue bonds therefor.

A bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, licensing the State for the sale of liquor in sealed packages, and for the continuation of the present laws governing local option elections, and to declare the effect of the result of such election, heretofore referred to the Committee on Counties, Cities and Towns, was reported back with a recommendation that it be referred to the Committee on Privileges and Elections. The bill was so referred.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., February 19, 1912.

*To the General Assembly of Virginia:*

I beg to transmit herewith the report of the commission appointed by me pursuant to an act approved March 17, 1910, charged with the duty of causing to be made a copy of Houdon's Statue of Washington, and presenting the same on behalf of the people of Virginia to the Republic of France.

Inasmuch as the report contains a great deal of historical information and deals with an incident of much interest to all of the people of the Commonwealth, I respectfully recommend that the same be printed with appropriate illustrations, to the end that the history of the presentation of this statue and the information in the report contained may be preserved as a constant reminder of the cordial and friendly relations which have existed between the people of Virginia and the people of France.

WILLIAM HODGES MANN,  
Governor.

NOTE—Report filed with Clerk of Senate.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., February 19, 1912.

*To the House of Delegates of Virginia:*

Herewith I return, unsigned, the measure directing the re-submission to the people of Virginia the amendments to section one hundred and nineteen and one hundred and twenty, of article eight, of the Constitution of Virginia, the first effecting the rights of the city commissioners of the revenue to succeed themselves, and the second the right of city treasurers to succeed themselves.

It is not necessary for me to express my opinion as to the constitutionality of this measure, but when it was received and carefully considered, I seriously doubted my power to approve or veto the proceedings of the legislature, because it seemed to me that, under section one hundred and ninety-six of the

Constitution, the right of amendment is a complete system in itself and that legislative action thereunder is entirely independent of the approval or disapproval of the Governor; it being plain that if the Governor has the right to veto it might require a two-thirds vote of the General Assembly to submit an amendment of the Constitution to the people, although the Constitution says this can be done by a majority vote. I, therefore, submitted the question to the Attorney General, whose opinion will be submitted with this message, and as he, supported by the supreme courts of several States and the Supreme Court of the United States, is of the opinion that I have nothing to do with the proceedings of the legislature for amendments to the Constitution, I return the measure without any action on my part.

WILLIAM HODGES MANN,  
Governor.

RICHMOND, VA., February 19, 1912.

To His Excellency, WILLIAM HODGES MANN,  
Governor of Virginia,  
Richmond.

MY DEAR SIR:

I beg to acknowledge receipt of your communication of February 16, 1912, addressed to me, and which is as follows:

"DEAR SIR,—On the 14th of February, 1912, an act passed by the legislature of Virginia, resubmitting to the people for approval and ratification the amendments to section one hundred and nineteen of article eight of the Constitution of Virginia in relation to the commissioners of the revenue in the cities, and section one hundred and twenty of article eight of the Constitution of Virginia in relation to treasurers in the cities, was presented to me for action. The question of the constitutionality of this act, if it can be called an act within the meaning of that instrument, is one which I am considering and upon which I desire to have your opinion, as Attorney General of this Commonwealth. The act in question was passed because, in the opinion of the legislature, the previous submission of the amendments to the people was not properly made, and that therefore the legislature had the right by this act to resubmit it. I will not go into the facts because I suppose you are entirely familiar with them.

"There is another question upon which I also desire your opinion; that is, whether the so-called act is an act at all under the provisions of section fifty, section seventy-six, and section one hundred and ninety-six of the Constitution. That is, whether the Governor has anything to do with the proceedings of the legislature for amendment to the Constitution of the State of Virginia.

"I have, as you know, five days in which to decide the question, not including Sunday, and will be very glad for you to let me have your opinion as soon as possible.

"Very truly yours,

"WILLIAM HODGES MANN,  
"Governor."

I have the honor to reply thereto as follows:

The only provision of the Virginia Constitution which deals with the question of amendments to the Constitution is section 196 of article V of the Constitution, which was adopted in 1902.

This provision of the Virginia Constitution is in substance the same as article XVIII of the Constitution of the State of Pennsylvania, which is as follows:

\*ARTICLE 18—*Future Amendments*—SECTION 1.—Any amendment or amendments to this Constitution may be proposed in the Senate or House of Representatives; and if the same shall be agreed to by a majority of the members elected to each house, such proposed amendment or amendments shall be entered on their journals with the yeas and nays taken thereon and the Secretary of the Commonwealth shall cause the same to be published three months before the next general election in at least two newspapers in



every county in which such newspapers shall be published; and if in the General Assembly, next afterwards chosen, such proposed amendment or amendments shall be agreed to by a majority of the members elected to each house, the Secretary of the Commonwealth shall cause the same again to be published in the manner aforesaid; and such proposed amendment or amendments shall be submitted to the qualified electors of the State in such manner, and at such time, at least three months after being so agreed to by the two houses, as the General Assembly shall prescribe; and if such amendment or amendments shall be approved by a majority of those voting thereon, such amendment or amendments shall become a part of the Constitution; but no amendment or amendments shall be submitted oftener than once in five years; when two or more amendments shall be submitted they shall be voted upon separately."

Section 196 of the Virginia Constitution is as follows:

"SECTION 196. Any amendment or amendments to the Constitution may be proposed in the Senate or House of Delegates, and if the same shall be agreed to by a majority of the members elected to each of the two houses, such proposed amendment or amendments shall be entered on their journals, with the ayes and noes taken thereon, and referred to the General Assembly at its first regular session held after the next general election of members of the House of Delegates, and shall be published for three months previous to the time of such election. If, at such regular session, the proposed amendment or amendments shall be agreed to by a majority of all the members elected to each house, then it shall be the duty of the General Assembly to submit such proposed amendment or amendments to the people, in such manner and at such times as it shall prescribe; and if the people shall approve and ratify such amendment or amendments by a majority of the electors, qualified to vote for members of the General Assembly, voting thereon, such amendment or amendments shall become a part of the Constitution."

The Supreme Court of Pennsylvania, in passing on the above provision of the Pennsylvania Constitution, in the case of *Commonwealth ex rel John D. Elkins v. W. W. Grist*, 196 Pa. St., 396, 50 L. R. A. 568, and following held that the proceedings taken by the legislature under this article of the Constitution of Pennsylvania, for an amendment to that Constitution "is not law making, which is a distinct and separate function, but it is a specific exercise of the power of a people to make its Constitution." "It is constitution-making, it is a concentration of all the power of the people in establishing organic law for the Commonwealth, for it is provided by the article, that, 'if such amendment or amendments shall be approved by a majority of those voting thereon, such amendment or amendments shall become a part of the Constitution.'"

"The question is, Must a proposed amendment to the Constitution be submitted to the Governor, and be subjected to the requirement of his approval? The first and most obvious answer to this question is that the article which provides for the adoption of an amendment is a complete system in itself, from which the submission to the Governor is carefully excluded, and therefore such submission is not only not required, but cannot be permitted."

The court further holds that the only authorities which have any right to assent to, or dissent from, proposed amendments to the Constitution are the two houses of the General Assembly and the people. And the court further holds that the necessity for the assent or dissent of the Governor cannot be read into the Constitution by implication. The opinion further discusses the question as to whether provisions of the Pennsylvania Constitution, which are in substance the same as sections 50 and 76 of the Constitution of Virginia, have any bearing upon the question, and the Pennsylvania court holds that it does not, but on the contrary holds that the provisions similar to section 50 and 76 referred to above apply exclusively to the subject of *legislation* that is to be actual exercise of the *law-making power* of the Commonwealth in its usual and ordinary acceptation, and the court lays down the rule as being too plain for argument that unless there was some-

where else in the Constitution provisions for creating amendments thereto than the power of legislation conferred by sections 50 and 76, that the power could not be exercised under these provisions of the Constitution. See also specially the authorities cited on page 574.

It is a well settled rule of construction that where a constitutional provision or the statute of one State which has been construed by its highest court is adopted by another State, the construction so given is also adopted. See *N. & W. R. R. v. Old Dominion Baggage Co.*, 99 Va., 11; *N. & W. R. R. Co. v. Cheatwood*, 103 Va., 356, 357.

In the case of *Hollingsworth v. Virginia*, 3 Dallas, 378, 1. L. Ed. 644, the question submitted to the Supreme Court of the United States was whether or not an amendment to the Constitution of the United States had to be submitted to the President for his approbation under section 7, article 1, of the Constitution of the United States, which declared that "every order, resolution or vote to which the concurrence of the Senate and House of Representatives may be necessary (except on the question of adjournment) shall be presented to the President of the United States; and before the same shall take effect, shall be approved by him. On being disapproved by him shall be repassed by two-thirds of the Senate and House of Representatives."

In the course of the argument of Attorney General Lee as to whether it was necessary that the proposed amendment should be approved by the President, Mr. Justice Chase stated to the counsel as follows: "There can surely be no necessity to answer that argument. The negative of the President applies only to the ordinary cases of legislation. He has nothing to do with the proposition of adoption of amendments to the Constitution." On the day following the argument the unanimous court held that the approval of the President was not necessary.

This case has been uniformly followed so far as I have been able to ascertain.

See also case of *Warfield, Governor of Maryland v. Valdiver*, 101 Md. Rep. 78, where the Maryland Court of Appeals, dealing with constitutional provisions, practically the same as the provisions of the Virginia Constitution, held that a bill proposing amendments to the Constitution, formulated by the General Assembly in the manner prescribed by the Maryland Constitution, does not require the approval of the Governor before it can be voted on by the people, and that the Governor has no authority to veto such a bill. This case seems to have been exhaustively argued by counsel, and well considered by the court, and the authorities cited in support of the court's ruling, so far as I have been able to examine them in the limited time at my command, fully sustain the conclusions reached by the court in its opinion.

See page 113, where the court holds that a proposal to amend the Constitution is not legislation and that it never becomes a law though adopted by the legislature, but if adopted or ratified by the people it thereafter is incorporated in, and becomes a part of, the Constitution, and the distinction between this constitutional provision for amendment and legislation in its proper sense is clearly drawn. See also page 115, where the court lays down the rule: "A bill proposing an amendment to the Constitution and nothing more, would not become a law if signed by the Governor, nor would it become a law if passed by three-fifths vote over his veto; because it is required to be submitted to the people for their adoption or rejection; and not until it shall appear that a majority of the votes cast at the polls on such amendment, are in favor thereof, can the Governor proclaim that it has been 'adopted by the people of Maryland as part of the Constitution.'"

The case further holds that the Senate and House of Delegates, in acting on this question of amendments to the Constitution, is nothing more than an agency chosen by the people to express their views in regard to amendments to the organic law, and that the executive has no right to step in between the agency and the people and say that without his approval they shall not be permitted to express their views on measures amendatory of the organic law.

And after mature consideration of the question the court concludes as follows:

"In every jurisdiction, where the right of the President of the United States and of the Governor of a State to sign or to veto a proposed constitutional amendment has been drawn in question, the courts have, without a single exception, denied the existence of such a right."

If the rule were otherwise, then instead of the people having the right to vote on amendments to the Constitution where a majority of the two houses of the legislature is willing to submit the amendments to the people as is provided in section 196 of our Constitution, if the Governor had the power to veto the legislative action, then it would require, under other sections of the Constitution, a two-thirds vote of each house of the General Assembly to submit the proposed amendments to the people for ratification or rejection. This result would be in the very teeth of the very Constitution which alone deals with the subject. See section 196.

The Supreme Court of the State of Nebraska has laid down the same rule in regard to amendments to the Constitution under provisions of its State Constitution practically similar to the provisions of the Virginia Constitution. See *in re* Senate File, No. 31, Supreme Court of Nebraska, reported in 41 S. W. Rep. 981, the cases cited.

In this case (see page 984) the court says that considerable stress was laid on the fact that the legislature used the formula, "Be it enacted," in passing the measure in question. The court fully disposes of this objection by saying that there seemed to be nothing in it. That all that was necessary was substantial legislative compliance with the constitutional provisions relative to submitting to the people amendments to the Constitution, and it was not material in what form it was done.

In the case of *State v. Mason*, 9 So. Rep., p. 795, the court there held, under constitutional provisions of the State of Louisiana, practically similar to the constitutional provisions of Virginia bearing on the question, that the facts that the Governor of the State vetoed the legislative action submitting the amendments to the Constitution to the people, did not at all affect this question, the court saying in conclusion on this point, as follows: "Our conclusion is that the signature of the Governor to the proposition for the amendment to the Constitution under discussion is not required by the Constitution, and that his disapproval of it did not affect its validity." *Ib.* p. 796.

In Jameson on Constitutional Conventions, section 556 to 565, inclusive, the text and authorities cited fully sustain the position that the approval of the Governor is not necessary to the validity of the action of the legislature in submitting the amendments to the Constitution to the people. A strong illustration to the contrary is there given in a resolution offered in the Senate of the United States by Senator Trumbull, of Illinois, the chairman of the Judiciary Committee of that body, to the effect that an amendment to the Constitution of the United States having been inadvertently presented to the President for his approval, it was declared by this resolution that his approval was unnecessary to give effect to the action of Congress in proposing said amendments. See section 559.

Having arrived at the conclusion, both upon reason and authority, that section 196 of the Constitution is both exclusive of all other provisions of the Constitution, and conclusive on all questions relative to the submission of amendments to the Constitution to the people for ratification or rejection, and in the language of the Pennsylvania court, that said section is "a complete system in itself," and that legislative action thereunder is entirely independent of the approval or disapproval of the Governor, I beg leave to respond to the question submitted by your Excellency as follows:

*First.* You ask, whether, in my opinion, the so-called act is an act at all? In reply, I am of the opinion that although the legislative action in question may have originated in the form of a bill, and progressed through the legislature in all of its stages as a bill, and may have reached your Excellency in the shape of an act, yet in fact it is in substance but a legislative compliance with section 196 of the Constitution and not a bill within the



meaning of either section 50 or section 76 of the Constitution and is in no way controlled by the provision of either of said sections. And replying directly to the question submitted by your Excellency as to "whether the Governor has anything to do with the proceedings of the legislature for amendments to the Constitution of the State of Virginia," I am of the opinion that he has not.

And being of this opinion, I presume that your Excellency does not desire that I should at this time consider the further question suggested in the communication of your Excellency as to whether the so-called act is or is not constitutional. This is a matter, in my judgment, which can only be properly determined by the courts.

I have the honor to be

Yours most respectfully,

SAMUEL W. WILLIAMS,  
*Attorney-General of Virginia.*

The following were presented and referred under Rule 37:

To the Joint Committee on Special, Private and Local Legislation:

By MR. JENNINGS: A bill to amend and re-enact section 7 of chapter 8 of the charter of the city of Lynchburg, providing for the creation and investment of a sinking fund by the said city, as amended by an act of April 2, 1902.

By MR. WHITE of Albemarle: A bill to authorize the payment of a salary to the chairman of the board of supervisors of Albemarle county.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 183. Senate bill to amend and re-enact an act entitled an act to authorize the trustees of New London Academy to lease said buildings to county superintendents of schools of Bedford and Campbell counties for school purposes, approved May 10, 1887, as amended by an act approved March 2, 1910, authorizing the trustees of New London Academy to convey the real and personal property vested in them to the county school boards of Bedford and Campbell counties, and providing for the maintenance and management of the academy, and to enlarge the powers of the said board of managers.

No. 138. Senate bill to authorize the State Board of Education to redeem "registered certificate" No. 15, issued under the provisions of an act approved February 23, 1892, and to hold the same as a part of the permanent Literary Fund.

No. 50. Senate bill to release certain tax judgments against the land of J. R. Caldwell in Culpeper county, Virginia.

No 175. Senate bill to amend and re-enact an act entitled an act to promote public health, convenience and welfare by leveeing, ditch-



ing and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water course and for digging ditches or canals, for securing better drainage or providing better outlets for drainage, for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing, and providing for the assessment and collection of the cost and expense of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, approved March 17, 1910.

No. 221. Senate bill to amend and re-enact section 1169 of the Code of Virginia, as heretofore amended.

No. 105. Senate bill to amend and re-enact section 10 of chapter 10 of an act entitled an act concerning public service corporations, approved January 18, 1904, as amended by an act entitled an act to amend and re-enact section 10 of an act concerning corporations, approved January 18, 1904, as amended by an act entitled an act to amend and re-enact section 10 of an act entitled an act concerning public corporations, approved January 18, 1904, and providing for the continuance of annual tolls on turnpikes, with the recommendation that it do not pass.

No. 73. Senate bill to amend the divorce practice in the State of Virginia, and provide for the mailing of a copy of the order of publication against non-resident defendants to his or her last known place of address by registered mail at least fifteen days before the taking of depositions.

The following House bills were read at length a first time and ordered to be printed:

No. 391. House bill to authorize and empower the present clerk of Goochland county to copy and transmit to the treasurer of said county lists of lands delinquent for taxes for certain years which the previous clerk of said county failed to transmit to the treasurer of said county as required by law, and to authorize the treasurer of said county to make sale of such lands, and to authorize the judge of the circuit court of said county to allow said clerk of the circuit court of Goochland county suitable compensation for making lists aforesaid.

No. 392. House bill to protect landlords and employers by making it larceny for tenants, share hands and laborers to obtain advances and fail to repay the same, under certain conditions.

No. 393. House bill to amend section 2557 of the Code of Virginia.

No. 394. House bill to provide for punishment by fine or im-

prisonment, or both, for any one having carnal knowledge of an idiot, insane, imbecile or feeble-minded person.

No. 395. House bill to amend and re-enact section 13 of an act entitled an act to amend and re-enact an act to provide in cities containing seventy-five thousand inhabitants or more for the election of a special justice of the peace, to be known as the civil justice, to prescribe his jurisdiction and duties and to fix his compensation, and to authorize the issue by other justices of the peace in said cities of warrants cognizable by said civil justice, approved March the 15, 1908, as amended and re-enacted by an act approved February 14, 1910.

No. 396. House bill to provide the reserve fund which banks shall maintain.

No. 397. House bill to prevent the sale of adulterated or misbranded paris greens, lead arsenates and other insecticides and also fungicides.

No. 398. House bill to prohibit the taking or removing of fish, except such as are excepted, from the water courses of the county of Augusta.

No. 399. House bill making it a misdemeanor to sell any wild ducks caught in any trap or other device.

No. 400. House bill to repeal an act to protect fish in Blackwater river, in Isle of Wight county, approved March 16, 1910.

No. 401. House bill in relation to the duties of individuals, partnerships, associations or corporations who furnish electricity to others.

No. 402. House bill to determine who are agents of owners of automobiles and holding the owners responsible for damages occasioned through or by the negligence of such agent.

No. 403. House bill to amend and re-enact subsections second and fifth of section 2070-a, as heretofore amended.

No. 404. House bill to amend and re-enact section 10 of an act entitled an act to amend and re-enact section 3 of chapter 1 and section 10 of chapter 2 of an act entitled an act to regulate the practice of pharmacy and the composition, branding, possession, dispensing and sale of drugs, poison and narcotics, and to repeal certain existing acts in relation thereto, approved March 14, 1908, as amended and re-enacted by an act approved March 14, 1910.

No. 405. House bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia.

No. 406. House bill to amend and re-enact section 34 of an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact sections 27, 34, 36, 41, 45, 46 and 47 of an act entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an

act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, and March 13, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, and add an independent section thereto, to be known as section 33-a.

No. 407. House bill to provide for the pension, maintenance and support of disabled firemen's associations in cities having a population of one hundred thousand and over.

No. 408. House bill to amend and re-enact an act entitled an act to change the name of the town of East Big Stone Gap, Wise county, to East Stone Gap, and to amend and re-enact an act approved March 5, 1890, entitled an act to incorporate the town of East Big Stone Gap, in Wise county, Virginia, approved March 8, 1894.

No. 409. House bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Spring, Washington county.

No. 410. House bill to authorize and empower the board of supervisors of the county of Montgomery, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture and stock raising in the said county.

No. 411. House bill to amend and re-enact section 834-f of the Code.

No. 412. House bill to authorize the cities of Newport News and Hampton, and the counties of Warwick and Elizabeth City, to appropriate money and to issue bonds for drainage of any lands lying in the county of Warwick or Elizabeth City.

No. 413. House bill to amend and re-enact section 14 of an act entitled an act to incorporate the town of La Crosse, Mecklenburg county, Virginia, which took effect February 15, 1901.

No. 414. House bill to prohibit the sale of cider and other drinks containing over one-half of one per cent. alcohol within one mile of Elon Baptist Church, in the town of Pamplin City, Appomattox county.

No. 415. House bill to authorize the board of supervisors of the county of Madison, Virginia, to expend money for the construction, maintenance and improvement of roads in said county.

No. 416. House bill to amend section 37 of an act approved January 11, 1898, to amend and re-enact the charter of the town of Culpeper, Virginia, as further amended by an act approved March 3, 1906.

No. 417. House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 3, 1900, and in force from its passage, entitled an act to provide a new charter for the city of Charlottesville, and to repeal all acts inconsistent therewith, and also to amend and re-enact an act entitled an act to provide a new charter for the city of Charlottesville, approved March 14, 1908.

No. 418. House bill to prescribe a fence law for York magisterial district, Warren county.

No. 419. House bill to allow the council of the town of Rocky Mount, Virginia, to appropriate from the town revenues a sum not exceeding \$6,000 to be used in the construction of a high school building in said town.

No. 420. House bill to amend and re-enact an act entitled an act to authorize the board of supervisors of Nansemond, Isle of Wight, Surry, Caroline, Spotsylvania, Stafford, Russell, Greensville, Highland, Scott, Lunenburg, Carroll, Amherst and Wythe counties, in their discretion, to impose a license tax on dogs, and to provide for the method of collecting same, and providing penalties and mode of enforcing same, approved March 17, 1910.

No. 421. House bill to amend and re-enact section 18 of the charter of the town of Manassas, Virginia.

No. 422. House bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

No. 423. House bill to appropriate \$933.55 for the reimbursement of William E. Raab, on account of being accidentally shot by Virginia officials and to cover the expenses occasioned to him thereby.

No. 424. House bill to amend and re-enact section 139 of an act approved April 16, 1903, entitled an act to raise revenue for the



support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, relating to licenses on slot machines, as heretofore amended.

No. 425. House bill to provide for obtaining information as to the amount of all the local taxes and the sources from which derived, in order to obtain such facts as may be necessary upon which to base a tax bill, and which will aid the more equal, uniform and efficient raising of taxes, both for the Commonwealth and the subdivisions thereof.

No. 426. House bill to authorize C. B. Woodward to establish a ferry across Powell's river, at Powell's ford, in Lee county.

No. 427. House bill to authorize the board of supervisors of Rockingham county, in the State of Virginia, to establish toll gates for the purpose of maintaining the macadam roads in said county.

No. 428. House bill to amend and re-enact section 2 of chapter 230 of an act entitled an act to provide for the establishing, altering and building the public roads and bridges in the county of Shenandoah, and for working and keeping the same in repair, approved February 8, 1898.

No. 429. House bill to amend and re-enact sections 1430 and 1433 of the Code of Virginia, as amended and re-enacted by the act approved December 28, 1903, entitled an act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools for counties and to the Literary Fund.

No. 430. House bill to provide for the creation and recordation of liens on school properties in the State to secure loans made from the Literary Fund by the State Board of Education, and also to provide for insuring school properties on which such loans are made.

No. 431. House bill to repeal an act approved March 2, 1910, to authorize the district school board of Grafton school district, of York county, to borrow \$4,000 and to issue bonds therefor for a new high school building.

No. 432. House bill to authorize the school board of Grafton magisterial district, of York county, to borrow a sum not exceeding \$2,500 and to issue bonds therefor.

MR. STEBBINS entered a motion to reconsider the vote by which

No. 360. House bill requiring juries to pass upon the question of negligence in actions for personal injuries, was ordered to be engrossed.

MR. HARWOOD entered a motion to reconsider the vote by which

No. 209. House bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act

entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910, was ordered to be engrossed.

MR. KENT entered a motion to reconsider the vote by which

No. 348. House bill to require county boards of supervisors to erect sign boards at the forks of main public roads, was ordered to be engrossed.

MR. MONTAGUE entered a motion to reconsider the vote by which

No 212. House bill to amend and re-enact section 73 of an act entitled An act to repeal sections 63 and 66, and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75, 78, 79, 80 and 85, as amended by act approved May 26, 1903, of chapter 8 of the Code of Virginia, approved December 8, 1903, in reference to the registration of voters (Code, 1904, section 73), was ordered to be engrossed.

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State Accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, was, on motion of MR. BOWMAN, taken up out of its order on the calendar.

On motion of MR. BOWMAN, the bill was made a special and continuing order for Thursday, February 22d, at 1 o'clock P. M.

No. 290. House bill for the purchase or lease of limestone and lime shell quarries or mounds, and for the grinding of limestone or shell lime by the convicts of the State for agricultural and road purposes, and to provide means therefor, having been printed, was, on motion of MR. LAND, taken up out of its order on the calendar.

On motion of MR. LAND, the bill was made a special and continuing order for Wednesday, February 21st, at 1 o'clock P. M.

No. 67. House bill to provide for the incorporation of trust companies and defining their powers, to regulate the business of all such corporations doing a trust or banking business in this State, and requiring examinations to be made of trust companies, as required by

law to be made of banks, having been printed, was, on motion of Mr. MONTAGUE, taken up out of its order on the calendar.

The bill was read at length a second time.

On motion of Mr. MONTAGUE, the bill was severally amended.

The bill, as amended, was ordered to be engrossed.

Mr. MONTAGUE moved to reconsider the vote by which the bill was ordered to be engrossed; which was rejected.

No. 324. House bill to prohibit the selling of cider, except such as is made direct from apples, grapes or other fruits, and prescribing a license for selling all other kinds, manner of obtaining said license, and prescribing the penalties for violation of the provisions of this act, having been printed, was, on motion of Mr. BAIN, taken up out of its order on the calendar.

The bill was read at length a second time.

Mr. BAIN offered an amendment in the nature of a substitute; which was agreed to.

The bill, as amended, was ordered to be engrossed.

No. 71. House bill to amend and re-enact an act entitled an act to regulate the hours of labor in factories and manufacturing establishments where females and children under fourteen years of age are employed as operatives, approved March 4, 1890, so as to embrace workshops, laundries and mercantile establishments, having been printed, was, on motion of Mr. CREAMER, taken up out of its order on the calendar.

The bill was read at length a second time.

On motions severally made by Messrs. LUNSFORD and OLIVER, the bill was amended.

The bill, as amended, was ordered to be engrossed.

Mr. BELL moved to reconsider the vote by which the bill was ordered to be engrossed; which was agreed to.

Mr. BELL moved to amend by striking out "one thousand" and insert "two thousand" before word "inhabitants"; which was agreed to.

Mr. WEAVER moved to amend by inserting after the word "apply" the words "to mercantile establishments"; which was agreed to.

The bill, as amended, was ordered to be engrossed.

No. 72. House bill to regulate the employment of children in factories, mercantile establishments, workshops and laundries and as messengers, or in selling or distributing newspapers or other periodicals in this Commonwealth on and after July 1, 1912, and to prescribe penalties for violation of such regulations, having been printed, was, on motion of Mr. CREAMER, taken up out of its order on the calendar.

The bill was read at length a second time.

On motions severally made by MESSRS. LUNSFORD, MONTAGUE, OLIVER, CHALKLEY, BELL and WEAVER, the bill was amended.

The bill, as amended, was ordered to be engrossed.

No. 354. House bill to amend and re-enact section 139 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, was, on motion of Mr. WHITE of Rockbridge, taken up out of its order on the calendar.

MR. WHITE of Rockbridge moved to reconsider the vote by which the bill was ordered to be engrossed; which was agreed to.

On motion of Mr. WHITE of Rockbridge, the bill was amended.

The bill as amended was ordered to be engrossed.

The motion entered by Mr. THROCKMORTON to reconsider the vote by which

No 92. House bill to amend and re-enact section 236 of the Code of Virginia was ordered to be engrossed, was rejected.

The bill was read at length a third time and passed—yeas, 84; nays, 4.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Howerton, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wissler, Mr. Speaker—84.

NAYS—Messrs. Cox, Creamer, Harwood, Wise—4.

MR. TEMPLETON moved to reconsider the vote by which the bill was passed; which was rejected.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 4 o'clock P. M.

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### AFTERNOON SESSION.

The hour of 4 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

The motion by MR. OLIVER to reconsider the vote by which

No. 111. House bill to regulate and define the liability of com-



mon carriers for injuries to their employees from negligence was ordered to be engrossed, was rejected.

The bill was read at length a third time and passed—yeas, 67; nays, 11.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bain, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brown, Chas., Brown, W. N., Browning, Buck, Coleman, C. R., Coleman, Daniel, Creamer, Earman, Evans, Ewing, Fulton, Gilliam, Grant, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Moore, Moseley, Norris, Oliver, Peek, Radford, Rakes, Rew, Richardson, Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—67.

NAYS—Messrs. Borden, Chalkley, Flanagan, Howerton, Milstead, Page, Peyton, Roberts, F. B., Spessard, Weaver, Williams—11.

The motion by MR. MONTAGUE to reconsider the vote by which

No. 204. House bill to amend and re-enact an act entitled An act to raise revenue for the support of the government and public free schools, and to pay interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, and known as the "tax bill," was ordered to be engrossed, was agreed to.

On motion of MR. MONTAGUE, the bill was amended.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 56; nays, 28.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, James M., Banks, Bargamin, Bell, Brown, Thos., Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Harwood, Howerton, Kemper, Kent, Land, Love, Massie, Meetze, Montague, Moore, Mustard, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Rolston, Row, Rutherford, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Walton, Watts, Weaver, White, Hugh A., White, John S., Wise—56.

NAYS—Messrs. Bain, Baker, W. W., Borden, Bowman, Brewer, Browning, Burt, Fulton, Grant, Harvey, Ivey, Jennings, Jordan, Kinsey, Lunsford, Martin, Milstead, Moncure, Smith, Tate, Terrell, Throckmorton, Tiffany, Utz, Willeroy, Williams, Wissler, Mr. Speaker—28.

The motion of MR. THROCKMORTON to reconsider the vote by which

No. 273. House bill to amend and re-enact section 1 of an act of the General Assembly of Virginia, approved March 6, 1906, entitled An act to create the State convict road force; to authorize the working of certain prisoners on the public roads of this State, providing for guarding, transportation, lodging, feeding, clothing and medi-

cal attention of the State convict road force; providing for an increase of the penitentiary guard not to exceed forty-five men; providing how a county may have the benefit of the labor of the State convict road force, and appropriating money from the public treasury to carry the provisions of this act into effect, was ordered to be engrossed, was rejected.

The bill was read at length a third time and passed—yeas, 88; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—88.

**NAYS**—Mr. Martin—1.

The motion by MR. CHALKLEY to reconsider the vote by which

No. 302. House bill to amend and re-enact an act entitled An act to amend and re-enact section 437-a of chapter 23 of the Code of Virginia, relative to assessments of lands, lots and interests therein, and improvements thereon, as the same has been heretofore amended by chapter 319, Acts of 1906, approved February 19, 1910, was ordered to be engrossed, was agreed to.

On motion of MR. WEAVER, the bill was amended.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 66; nays, 10.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, James M., Bargamin, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Harvey, Howerton, Jennings, Kemper, Kent, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stratton, Tate, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—66.

**NAYS**—Messrs. Chalkley, Flanagan, Grant, Mustard, Robertson, Spessard, Stephenson, John W., Sutphin, Taylor, Wissler—10.

The motion entered by MR. NORRIS to reconsider the vote by which

No. 319. House bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to amend and re-enact section 2498 of the Code of Virginia, as amended and re-enacted by an act approved February 27, 1894, as amended and re-enacted by an act approved February 29, 1896, as amended and re-enacted by an act approved February 28, 1898, as amended and re-enacted by an act approved March 3, 1898, as amended and re-enacted by an act approved January 17, 1900, as amended and re-enacted by an act approved March 5, 1900, and as amended and re-enacted by an act approved February 16, 1901, in relation to deeds of trust and other encumbrances, was ordered to be engrossed, was agreed to.

MR. NORRIS offered an amendment; which was rejected.

MR. GILLIAM offered an amendment; which was rejected.

The bill was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 73; nays, 10.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Banks, Bargamin, Bell, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Howerton, Ivey, Jordan, Kent, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., White, John S., Willeroy, Wissler, Mr. Speaker—73.

NAYS—Messrs. Borden, Gilliam, Kemper, Rutherford, Smith, Spessard, Templeton, Watts, Weaver, Williams—10.

Motions severally made to reconsider the votes by which Nos. 111, 204, 273, 302 and 319, House bills, were passed, were rejected.

The motion of MR. THROCKMORTON to reconsider the vote by which

No. 272. House bill to amend and re-enact an act approved February 27, 1906, entitled An act to authorize the court in which he is tried to sentence certain prisoners to hard labor in the public roads instead of confinement in the penitentiary for the commission of felony, as amended and re-enacted by an act approved February 8, 1908, entitled an act to amend and re-enact an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, approved February 27, 1906, was ordered to be engrossed, was rejected.

The bill was read at length a third time and passed—yeas, 65; nays, 19.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Banks, Bargamin, Bell, Borden, Bowman, Brown, Thos., Brown, W. N., Buck, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Moore, Moseley, Norris, Oliver, Page, Peyton, Radford, Rakes, Roberts, F. B., Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, White, Hugh A., White, John S., Willeroy, Wise, Mr. Speaker—65.

**NAYS**—Messrs. Burt, Cox, Creamer, Curtis, Fulton, Harwood, Martin, Milstead, Montague, Mustard, Peek, Richardson, Roberts, John, Row, Sutphin, Taylor, Weaver, Webb, Wissler—19.

MR. THROCKMORTON moved to reconsider the vote by which the bill was passed.

MR. OLIVER moved to “pass by” the motion to reconsider; which was rejected—yeas, 36; nays, 49.

On motion of MR. OLIVER, the vote was recorded as follows:

**YEAS**—Messrs. Banks, Bargamin, Bell, Borden, Brown, W. N., Burt, Coleman, Daniel, Cox, Creamer, Curtis, Evans, Harwood, Ivey, Kent, Land, Love, Martin, Massie, Milstead, Montague, Norris, Oliver, Page, Peek, Radford, Rew, Roberts, John, Row, Smith, Stratton, Sutphin, Walton, Weaver, White, John S., Williams, Wissler—36.

**NAYS**—Messrs. Bain, Baker, W. W., Bowman, Brewer, Brown, Thos., Chalkley, Clarke, Coleman, C. R., Daniel, Earman, Ewing, Fulton, Gilliam, Grant, Harvey, Howerton, Jennings, Jordan, Kemper, Kinsey, Lunsford, Malbon, Meetze, Moncure, Moore, Mustard, Rakes, Richardson, Roberts, F. B., Robertson, Rolston, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Webb, White, Hugh A., Willeroy, Wise, Mr. Speaker—49.

The motion to reconsider the vote by which the bill was passed, was rejected.

The motion of MR. THROCKMORTON to reconsider the vote by which

No. 69. House bill to forbid the board of directors of the State penitentiary to make any contract for the hire of convicts, without the specific authorization of the General Assembly, was ordered to be engrossed, was rejected.

The bill was read at length a third time and rejected—yeas, 22; nays, 55.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Bell, Burt, Coleman, Daniel, Cox, Creamer, Curtis, Evans, Fulton, Harwood, Jennings, Martin, Milstead, Oliver, Peek, Rew, Smith, Stephenson, H. U., Stratton, Walton, Weaver, Williams, Mr. Speaker—22.

**NAYS**—Messrs. Bain, Bargamin, Bowman, Brewer, Brown, Thos., Brown, W. N., Buck, Chalkley, Clarke, Coleman, C. R., Daniel, Earman, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Lunsford, Meetze, Moncure, Moore, Mustard, Norris, Page, Peyton,



Radford, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, John W., Sutphin, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Watts, Webb, White John S., Willey, Wise, Wissler—55.

MR. THROCKMORTON moved to reconsider the vote by which the bill was rejected; which was rejected.

MR. PEEK entered a motion to reconsider the vote by which

No. 320. House bill to protect villages and unincorporated communities, having within defined boundaries a population of three hundred or more, against the running at large of horses, mules, ponies, asses, cattle, hogs, sheep and goats within said boundaries, and to authorize the circuit court of the county in which such villages or community is located to fix the boundaries thereof for the purposes aforesaid, was ordered to be engrossed.

On motion of MR. COX, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO W. WILLIAMS, *Clerk.*

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TUESDAY, FEBRUARY 20, 1912.

Prayer by Rev. H. D. C. MacLachlan, of Seventh Street Christian Church.

On motion of MR. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 19, 1912.*

The Senate has passed Senate bills entitled an act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved March 14, 1910, entitled An act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved February 25, 1908, entitled an act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved May 20, 1905, entitled an act to amend and re-enact chapter 44 of the Code of Virginia, 1887, in relation to cities and towns, and to repeal sections 1039 and 1040 of the Code of Virginia, and section 1043 of the Code of Virginia, as amended and re-enacted by an act approved March 4, 1896, and as attempted to be repealed by an act approved March 7, 1900, entitled an act

to provide for local assessments in cities and towns, No. 200; and an act to amend and re-enact an act approved March 13, 1908, entitled An act providing the method by which cities and towns in this Commonwealth may vote upon the issuance of bonds contemplated by clause "B" of section 127 of the Constitution, No. 288.

In which they request the concurrence of the House of Delegates.

Nos. 200 and 288, Senate bills, were referred to the Committee on Counties, Cities and Towns.

No. 9. Senate bill to prevent untrue, deceptive and misleading advertising, and making such advertising a misdemeanor, having been considered by the committee in session, was reported from the Committee on General Laws.

No. 213. Senate bill to authorize the board of supervisors of any county to expend the amount received from levy or tax on the railroad trackage or right of way in such magisterial district or districts as it may deem advisable, just and equitable, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

No. 345. House bill to repeal chapter No. 440 of the Acts of Assembly of 1902, 1903, 1904, being an act of the General Assembly of Virginia, approved December 12, 1903, entitled An act to establish a dispensary for the sale of intoxicating liquors in Leigh magisterial district at Meherrin, Prince Edward county, Virginia, to prohibit all persons, firms, corporations, to sell, barter or exchange such liquors in said magisterial district, and to repeal all laws in conflict with this act, so far as they apply to said magisterial district, heretofore recommitted to the Committee on Counties, Cities and Towns, was reported back.

No. 433. House bill to provide for the calling and holding an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, licensing the State for the sale of liquor in sealed packages, or for the continuation of the present laws governing local option elections, and to declare the effect of the result of such election, having been considered by the committee in session, was reported from the Committee on Privileges and Elections, with a recommendation that it do not pass.

The following House bills having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 434. House bill to authorize the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$150,000 of gravity water bonds, and to authorize the issuance by said city of

not more than \$150,000 of said bonds, if a majority of those voting vote in favor of such issuance.

No. 435. House bill authorizing the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$25,000 of town run improvement bonds, and to authorize the issuance by said city of not more than \$25,000 of said bonds if a majority of those voting shall vote in favor of such issuance.

No. 436. House bill to amend and re-enact section 11 of chapter 56 of the Acts of Assembly of 1910, approved February 26, 1910, entitled an act to provide a new charter for the town of Wytheville, and to repeal its present charter.

No. 437. House bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same.

No. 438. House bill authorizing boards of supervisors to loan money, intended for sinking fund to liquidate principal on bonds issued by said board, to district school boards for the purposes of building school houses.

No. 439. House bill to authorize and empower the boards of supervisors of the counties and the councils of the cities and towns in the State to appropriate money for advertising their resources.

No. 440. House bill to amend and re-enact section 7 of an act entitled an act to provide for the issuing of county bonds for the permanent road or bridge improvement in the counties of the State, approved February 25, 1910, and declaring an emergency.

The following House bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 441. House bill in relation to the hustings court of the city of Richmond.

No. 442. House bill authorizing justices of the peace, police justices and judges of the court of Northampton county to sentence persons convicted of vagrancy to work upon the roads.

No. 443. House bill to permit recordation of deeds of the lands, in addition to the local recordation when desired, and to fix fees for such service.

No. 444. House bill for the prevention of gift or lottery enterprises, having been considered by the committee in session, was reported from the Committee on General Laws.

No. 445. House bill to amend and re-enact an act approved March 11, 1910, entitled an act to protect and advance agriculture by regulating the sale and purity of agricultural lime and the guarantee and condition upon which it is to be sold, and fixing the penalty

incurred for violation of the same, having been considered by the committee in session, was reported from the Committee on Agriculture and Mining,

House bill to amend and re-enact section 7 of chapter 8 of the charter of the city of Lynchburg, providing for the creation and investment of a sinking fund by the said city, as amended by an act of April 2, 1902, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 2 of an act of the General Assembly of Virginia, approved March 14, 1902, entitled an act to annex additional territory to the city of Norfolk, and to provide for the government of said annexed territory, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill for the relief from erroneous assessments of lands in King and Queen county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to amend and re-enact an act entitled an act to provide a new charter for the town of Liberty, to extend its limits and change the name to Bedford City, approved March 3, 1890, and to change the name of the town to Bedford, having been considered by



the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize the payment of a salary to the chairman of the board of supervisors of Albemarle county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 1 of chapter 2 of an act approved January 29, 1896, entitled an act to consolidate in one act all acts creating and amending the charter of the city of Lynchburg, and to create a new charter for said city, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

MR. KEMPER moved to discharge the Committee on Roads and Internal Navigation from the further consideration of House bill to amend and re-enact section 10 of an act concerning corporations, approved January 18, 1904, as amended and re-enacted by an act approved March 16, 1910, providing for the continuance of annual tolls on turnpikes; which was agreed to—yeas, 67; nays, 11.

The vote required by the Constitution was reported as follows:

YEAS—Messrs. Adams, Bain, Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Earman, Evans, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Kemper, Kent, Land, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Norris, Oliver, Page, Pey-

ton, Radford, Rew, Richardson, Robertson, Rolston, Row, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wissler—67.

NAYS—Messrs. Anderson, Clarke, Coleman, Daniel, Daniel, Montague, Peek, Rutherford, Throckmorton, Watts, Wise, Mr Speaker—11.

The bill No. 446 was placed on the calendar.

THE SPEAKER laid before the House the following communication:

RICHMOND, VA., February 19, 1912.

*The Honorable, The Speaker, and the Members of the House of Delegates,  
Richmond, Virginia.*

GENTLEMEN:

Pursuant to your resolution relative to putting ventilators in the ceiling lights of the House of Delegates, I beg to state that I have received three competitive bids to do the work, and if it is the sense of the House that the openings as at present shown will give sufficient ventilation, no appropriation need be made for the cost thereof, and I can pay the same from the Land Office appropriation for repairs to buildings.

I have had four glasses removed as a test and a green awning placed above them to relieve the glare from the roof skylight above, as well as to obscure from view the girders and rough walls of the attic.

This arrangement is only temporary, for, as soon as the legislature adjourns, and the work can be done without possible injury to any one, frames will be put in, to which the glass will be hinged, so that they can be opened and closed as conditions may require.

Respectfully submitted,

JOHN W. RICHARDSON,  
*Register of the Land Office.*

A message was received from the Senate by Mr. FLETCHER, who informed the House that the Senate had passed Senate joint resolution providing for the printing and distribution of one thousand copies of the report of the commission which presented to the people of France, on behalf of the people of Virginia, a copy of Houdon's Statue of Washington.

In which they request the concurrence of the House.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 9. Senate bill to prevent untrue, deceptive and misleading advertising, and making such advertising a misdemeanor.

No. 213. Senate bill to authorize the board of supervisors of any county to expend the amount received from levy or tax on railroad trackage or right of way in such magisterial district or districts as it may deem advisable, just and equitable.

The following House bills were read at length a first time and ordered to be printed:

No. 433. House bill to provide for the calling and holding an

election upon the question of prohibiting the manufacture and sale of intoxicating liquors, licensing the State for the sale of liquor in sealed packages, or for the continuation of the present laws governing local option elections, and to declare the effect of the result of such election.

No. 434. House bill to authorize the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$150,000 of gravity water bonds, and to authorize the issuance by said city of not more than \$150,000 of said bonds, if a majority of those voting vote in favor of such issuance.

No. 435. House bill authorizing the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$25,000 of town run improvement bonds, and to authorize the issuance by said city of not more than \$25,000 of said bonds, if a majority of those voting shall vote in favor of such issuance.

No. 436. House bill to amend and re-enact section 1 of chapter 56 of the Acts of Assembly of 1910, approved February 26, 1910, entitled an act to provide a new charter for the town of Wytheville, and to repeal its present charter.

No. 437. House bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same.

No. 438. House bill authorizing boards of supervisors to loan money, intended for sinking fund to liquidate principal on bonds issued by said board, to district school boards for the purpose of building school houses.

No. 439. House bill to authorize and empower the boards of supervisors of the counties and the councils of the cities and towns in the State to appropriate money for advertising their resources.

No. 440. House bill to amend and re-enact section 7 of an act entitled an act to provide for the issuing of county bonds for the permanent road or bridge improvement in the counties of the State, approved February 25, 1910, and declaring an emergency.

No. 441. House bill in relation to the hustings court of the city of Richmond.

No. 442. House bill authorizing justices of the peace, police justices and judges of the court of Northampton county to sentence persons convicted of vagrancy to work upon the roads.

No. 443. House bill to permit recordation of deeds of lands, in addition to the local recordation, when desired, and to fix fees for such service.

No. 444. House bill for the prevention of gift or lottery enterprises.

No. 445. House bill to amend and re-enact an act approved March 11, 1910, entitled an act to protect and advance agriculture by regulating the sale and purity of agricultural lime, and the guarantee and condition upon which it is to be sold, and fixing the penalty incurred for violation of the same.

No. 446. House bill to amend and re-enact section 10 of an act concerning corporations, approved January 18, 1904, as amended and re-enacted by an act approved March 1, 1910, providing for the continuance of annual tolls on turnpikes.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills, which had been passed by both Houses and duly enrolled, the titles of said bills having been publicly read:

No. 70. House bill to require the licensing and adequate inspection and supervision of persons and corporations conducting maternity hospitals and lying-in asylums, and of persons receiving, boarding and keeping children not relatives; prescribing rules for placing out and for reports; penalty.

No. 119. House bill to amend and re-enact section 3058 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly, approved on the 26th day of December, 1903, so as to give to courts of equity jurisdiction to remove clouds from title to real estate where the complainant is not in possession, or where the complainant has the equitable right to the legal title.

No. 73. House bill to protect fish in the waters of Roanoke city, Roanoke county and Montgomery county.

No. 15. House bill to amend and re-enact section 824 of the Code of Virginia relating to the approval of title to real estate for public uses.

No. 32. House bill to amend and re-enact section 10 of chapter 1 of an act entitled an act concerning corporations, which became a law May 21, 1903, with reference to the decrease of outstanding capital stock.

No. 58. House bill to amend and re-enact sections 1 and 2 of an act entitled An act to amend and re-enact an act entitled an act to provide for a road law in Spotsylvania county, approved February 21, 1898.

No. 59. House bill to authorize the town of Eastville, in Northampton county, to issue bonds and to borrow money for the purpose of paying the balance due for completing the work of macadamizing the roads or streets through the town.

No. 74. House bill to amend and re-enact an act of the General



Assembly of Virginia, approved January 30, 1900, as amended and re-enacted by an act approved March 10, 1910, in regard to prohibiting the killing of fish in Clinch river, in the county of Russell, with dynamite or other explosives and poisons, and to prescribe a punishment therefor.

No. 98. House bill to amend and re-enact section 10 of an act entitled An act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908.

No. 8. House bill to amend and re-enact an act approved February 26, 1910, entitled an act to amend and re-enact section 525 of the Code of Virginia, as heretofore amended.

No. 112. House bill to amend and re-enact section 15 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908.

No. 43. House bill to amend and re-enact section 2 of chapter 336 of acts 1908 entitled An act to provide for submitting the question of the removal of the court house of any county to the qualified voters of such county, and in the event such removal is voted, to authorize the board of supervisors to acquire necessary land and erect buildings, and to empower councils of towns when authorized by the vote of the people of such town to issue bonds, the money derived from the sale of which may be donated as an inducement for the location of the county court house.

No. 97. House bill to amend and re-enact sections 2, 3, 4, 5, 8, 9, 11, 12, 15, 16, 18, 19, 20, 21, 27, 33, 42, 45, 47, 53, 54, 55, 60, 69, 80, 81, 82, 87, 88, 99, 101 of an act approved February 28, 1896, entitled An act to provide a new charter for the city of Roanoke.

No. 161. House bill to amend and re-enact an act approved January 29, 1898, entitled an act to provide for working and keeping in repair the public roads of Amherst county, as amended and re-enacted by an act approved March 2, 1898, and as further amended by an act approved March 15, 1904, which latter act was further amended by an act approved March 16, 1910, which said amendment and the amendment herein contained being for the purpose of authorizing the board of supervisors of said county to work and improve the public roads of said county, expend any surplus money on the roads and bridges of said county, and authorize the erection of toll gates on certain roads in said county for the purpose of raising revenue to

maintain and build, macadamize and otherwise permanently improve roads in said county.

MR. OLIVER entered a motion to reconsider the vote by which

No. 369. House bill to prevent deception in the sale of ice-cream and to establish standards for the same, defining condensed milk and providing for its sale, was ordered to be engrossed.

The hour of 12:30 o'clock having arrived,

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, and to declare the effect of the result of such election, having been printed—special and continuing order—came up.

MR. JORDAN moved to dispense with the further readings of the bill, required by section 50 of the Constitution; which was agreed to—yeas, 74; nays, 13.

The vote required by the Constitution was recorded as follows:

AYES—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Gregory, Houston, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moore, Moseley, Mustard, Norris, Old, Page, Radford, Rakes, Rew, Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—74.

NAYS—Messrs. Banks, Cox, Gilliam, Howerton, Milstead, Montague, Oliver, Parker, Peek, Richardson, Terrell, Watts, Wissler—13.

Pending the consideration of which, the hour of 2 o'clock P. M. having arrived, the chair was vacated.

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## AFTERNOON SESSION.

The hour of 4 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

The consideration of

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, and to declare the effect of the result of such election—special and continuing order—was resumed.

Pending the consideration of which, the House, on motion of MR. WISE, adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO W. WILLIAMS, *Clerk.*

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WEDNESDAY, FEBRUARY 21, 1912.

Prayer by Rev. H. D. C. Maclachlan, of Seventh Street Christian Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 20, 1912.*

The Senate has passed Senate bills entitled an act conferring upon the councils of cities having, by the last United States census, a population of more than thirty thousand, the power to acquire, by purchase, condemnation, lease or otherwise, the property, in whole or in part, of any private or public service corporation operating a water works system, or chartered for the purpose of acquiring such a system, and providing for condemnation proceedings in regard thereto, No. 287; and an act to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled An act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, No. 289.

In which they request the concurrence of the House of Delegates.

Nos. 287 and 289, Senate bills, were referred to the Committee on Counties, Cities and Towns.

No. 208. Senate bill to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved

March 3, 1910, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1906, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 12, 1908, entitled an act to amend and re-enact section 755 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 3, 1910, having been considered by the committee in session, was reported from the Committee on Finance, with amendment.

No. 80. House bill to provide that the fees of sheriffs and constables for summoning witnesses shall be the same as those for serving a process, heretofore committed to the Committee on Finance, was reported back.

No. 335. House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 17, 1910, entitled An act to constitute a United Agricultural Board to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture and the State Board of Education, in co-operation with the United States Department of Agriculture for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties, heretofore committed to the Committee on Finance, was reported back.

The following House bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 447. House bill to amend and re-enact section 7 of chapter 8 of the charter of the city of Lynchburg, providing for the creation and investment of a sinking fund by the said city, as amended by an act of April 2, 1902.

No. 448. House bill to authorize the payment of a salary to the chairman of the board of supervisors of Albemarle county.

No. 449. House bill to amend and re-enact section 1 of an act approved February 7, 1901, entitled An act to amend and re-enact an act approved March 3, 1896, entitled An act to amend and re-enact an act entitled an act to regulate the salary of the police justice of the city of Norfolk, approved February 18, 1896, and also in relation to the said police justice and to the clerk of the corporation court of the city of Norfolk in connection with fines imposed by said police justice.

No. 450. House bill to amend and re-enact section 2 of an act



of the General Assembly of Virginia, approved March 14, 1902, entitled An act to annex additional territory to the city of Norfolk, and to provide for the government of said annexed territory.

No. 451. House bill to amend and re-enact an act entitled An act to assign offices to the several departments and officers of the State government in the several public buildings owned by the State, approved March 14, 1906, having been considered by the committee in session, was reported from the Committee on Public Property.

No. 452. House bill to prohibit street car companies in this State from working their employees for a longer period than thirteen hours out of each twenty-four, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 453. House bill to amend sections 613 and 614 of the Code of Virginia in regard to treasurers' commission on capitation tax refunded from the State to the counties.

No. 454. House bill to provide for a license upon persons who may travel in this State, by wagons or otherwise, taking orders for the future delivery of goods, wares, merchandise or medicine.

THE SPEAKER laid before the House Senate joint resolution providing for the printing and distribution of one thousand copies of the report of the commission which presented to the people of France, on behalf of the people of Virginia, a copy of Houdon's Statue of Washington.

On motion of MR. GILLIAM, the joint resolution was referred to the Committee on Finance.

MR. MONTAGUE offered the following resolution:

Resolved, That the Superintendent of Public Instruction be, and he is hereby, authorized and directed to deliver to HON. JULIAN T. CHRISTIAN, member of the House, copies of all letters or papers filed in said office with reference to the election of school trustees in Mathews county within the past twelve months; which was agreed to.

MR. BELL offered the following joint resolution:

Be it resolved by the House of Delegates of Virginia (the Senate concurring), That the State Board of Education of Virginia, in the selection of text books for use in the public free schools of this State, shall adhere to the single list method of adoption, and shall, as far as possible, so provide so as to prevent frequent and unnecessary changes in public free school books.

MR. STEPHENSON moved to amend by adding the following:

And the State Board of Education is earnestly requested, if prac-

licable, to so arrange the adoption as to adopt all books at the same time; which was agreed to.

The joint resolution, as amended, was agreed to.

Ordered that MR. BELL carry the joint resolution to the Senate and request their concurrence.

MR. CLARKE was granted indefinite leave of absence, on motion of MR. TATE.

The following were presented and referred under Rule 37:

To the Joint Committee on Special, Private and Local Legislation:

By MR. FITZHUGH: A bill for the relief of J. B. Wise, late treasurer of Northampton county.

To the Committee on Finance:

By MR. UTZ: A bill defining the duties of the clerks of the courts and the commissioners of the revenue.

The morning hour having arrived, the House proceeded to the business on the calendar.

No. 208. Senate bill to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 3, 1910, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1906, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 12, 1908, entitled an act to amend and re-enact section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 3, 1910, was read at length a first time.

The following House bills were read at length a first time and ordered to be printed:

No. 447. House bill to amend and re-enact section 7 of chapter 8 of the charter of the city of Lynchburg, providing for the creation and investment of a sinking fund by the said city, as amended by an act of April 2, 1902.

No. 448. House bill to authorize the payment of a salary to the chairman of the board of supervisors of Albemarle county.

No. 449. House bill to amend and re-enact section 1 of an act approved February 7, 1901, entitled An act to amend and re-enact an act approved March 3, 1896, entitled An act to amend and re-enact

an act entitled an act to regulate the salary of the police justice of the city of Norfolk, approved February 18, 1896, and also in relation to the said police justice and to the clerk of the corporation court of the city of Norfolk in connection with fines imposed by said police justice.

No. 450. House bill to amend and re-enact section 2 of an act of the General Assembly of Virginia, approved March 14, 1902, entitled An act to annex additional territory to the city of Norfolk, and to provide for the government of said annexed territory.

No. 451. House bill to amend and re-enact an act entitled An act to assign offices to the several departments and officers of the State government in the several public buildings owned by the State, approved March 14, 1906.

No. 452. House bill to prohibit street car companies in this State from working their employees for a longer period than thirteen hours out of each twenty-four.

No. 453. House bill to amend sections 614 and 613 of the Code of Virginia in regard to treasurers' commission on capitation tax refunded from the State to the counties.

No. 454. House bill to provide for a license upon persons who may travel in this State, by wagons or otherwise, taking orders for the future delivery of goods, wares, merchandise or medicine.

MR. TEMPLETON entered a motion to reconsider the vote by which

No. 324. House bill to prohibit the selling of cider, except such as is made from the juice of the apple, and all imitations or adulterations of the same, and penalties for violations of same, was ordered to be engrossed.

The hour of 12:30 o'clock P. M. having arrived,

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, and to declare the effect of the result of such election—special and continuing order—came up.

Pending the consideration of which, the hour of 2 o'clock P. M. having arrived, the chair was vacated until 4 o'clock P. M.

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### AFTERNOON SESSION.

The hour of 4 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

No. 218. House bill to provide for the calling and holding of

an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, and to declare the effect of the result of such election, came up.

Pending the consideration of which, the House, on motion of MR. WHITE of Rockbridge, adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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THURSDAY, FEBRUARY 22, 1912.

Prayer by Rev. H. D. C. Maclachlan, of Seventh Street Christian Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 21, 1912.*

The Senate has refused to concur in House joint resolution in reference to the investigation of the office of the Superintendent of Public Instruction.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 148. Senate bill to amend and re-enact section 15 of an act approved March 15, 1910, entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties.

No. 200. Senate bill to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved March



14, 1910, entitled An act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved February 25, 1908, entitled an act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved May 20, 1903, entitled an act to amend and re-enact chapter 44 of the Code of Virginia, 1887, in relation to cities and towns, and to repeal sections 1039 and 1040 of the Code of Virginia, and section 1043 of the Code of Virginia, as amended and re-enacted by an act approved March 4, 1896, and as attempted to be repealed by an act approved March 7, 1900, entitled an act to provide for local assessments in cities and towns.

No. 289. Senate bill to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled An act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

The following Senate bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 314. Senate bill to amend and re-enact subdivision 25 of an act entitled An act concerning the exercise of the power of eminent domain, approved the 18th day of January, 1904.

No. 26. Senate bill to amend and re-enact section 3319 of the Code of Virginia, as amended and re-enacted by act of Assembly, approved February 4, 1890, and by an act approved February 24, 1890, and by an act approved February 24, 1892, and by an act approved January 29, 1894, and by an act approved February 27, 1894, and by an act approved February 12, 1898, and by an act approved February 15, 1901, and by an act approved March 15, 1904, and by an act approved February 29, 1908, and by an act approved February 14, 1910, in relation to appointment of commissioners in chancery; with amendment.

The following House bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 455. House bill to provide for the allowance to a judgment debtor, after garnishment of exemption under section 3652 of the Code, and to regulate the procedure in such cases.

No. 456. House bill to amend and re-enact section 3603 of the Code of Virginia of 1887, as amended by an act approved February 23, 1898, entitled proceeding by interrogatories to ascertain estate of debtor on which fieri facias is a lien, and any real estate to which he is entitled; how answers to interrogatories compelled.

No. 457. House bill to amend and re-enact section 3220 of the Code of Virginia of 1887 entitled process, when issued; how directed and returnable when executed.

No. 458. House bill to amend and re-enact section 3601 of the Code.

The following House bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 459. House bill to amend and re-enact section 20½ of an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties.

No. 460. House bill to provide for submission to the people, for approval and ratification, the proposed amendment to section 117 of article 8 of the Constitution of Virginia.

THE SPEAKER appointed MESSRS. HARWOOD, WHITE of Rockbridge and BELL the committee on the part of the House, pursuant to a Senate joint resolution in relation to the purchase of a lot for a public building.

MR. WEAVER offered the following resolution:

Be it resolved by the House of Delegates of Virginia, That a committee of three be appointed by THE SPEAKER to inquire into the conduct and business management of all institutions in this State that are now receiving appropriations from the State, with a view of ascertaining whether or not a more economical administration of affairs in these institutions is practical.

This committee shall meet at such times and places during the recess of the General Assembly as to it may seem necessary, and

shall have full power to summon and compel the attendance of witnesses, and the production of such books, records and papers as may be necessary to further its inquiry. It shall report to the next General Assembly what, if any, changes are deemed expedient in existing laws governing and regulating such institutions. The committee shall receive no compensation, except actual expenses, which are to be ascertained by itemized statements; which was agreed to.

MR. BELL offered the following resolution:

Resolved, That upon the completion of the special order, No. 218, House bill, the House proceed to the consideration of local House bills on their second reading, beginning with No. 381, until the calendar shall have been called through; which was agreed to.

MR. WILLIAMS offered the following resolution:

Resolved, That the morning session be devoted to the consideration of the business as it appears on the calendar, and that the afternoon session, after special order, No. 218, House bill, is disposed of, be devoted to the consideration of House bills on their third reading; first to those to which there are no objections until House bills on their third reading shall have been called through, and then House bills on their third reading shall be again called and disposed of in the order in which they then appear; which was agreed to.

The following was presented and referred under Rule 37:

To the Joint Committee on Special, Private and Local Legislation:

By MR. BELL: A bill to authorize and empower the board of supervisors of Culpeper county to issue bonds to raise money for the purpose of providing for erecting and building certain bridges in said county.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 148. Senate bill to amend and re-enact section 15 of an act approved March 15, 1910, entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903 entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest

on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties.

No. 200. Senate bill to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved March 14, 1910, entitled An act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved February 25, 1908, entitled an act to amend and re-enact section 1041-a of the Code of Virginia, 1904 as amended by an act approved May 20, 1903, entitled an act to amend and re-enact chapter 44 of the Code of Virginia, 1887, in relation to cities and towns, and to repeal sections 1039 and 1040 of the Code of Virginia, and section 1043 of the Code of Virginia, as amended and re-enacted by an act approved March 4, 1896, and as attempted to be repealed by an act approved March 7, 1900, entitled an act to provide for local assessments in cities and towns.

No. 289. Senate bill to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled An act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902; and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

No. 314. Senate bill to amend and re-enact subdivision 25 of an act entitled An act concerning the exercise of the power of eminent domain, approved the 18th day of January, 1904.

No. 26. Senate bill to amend and re-enact section 3319 of the Code of Virginia, as amended and re-enacted by act of Assembly, approved February 4, 1890, and by an act approved February 24, 1890, and by an act approved February 24, 1892, and by an act approved January 29, 1894, and by an act approved February 27, 1894, and by an act approved February 12, 1898, and by an act approved February 15, 1901, and by an act approved March 15, 1904, and by an act approved February 29, 1908, and by an act approved February 14, 1910, in relation to appointment of commissioners in chancery.



The following House bills were read at length a first time and ordered to be printed:

No. 455. House bill to provide for the allowance to a judgment debtor after garnishment of exemption under section 3652 of the Code, and to regulate the procedure in such cases.

No. 456. House bill to amend and re-enact section 3603 of the Code of Virginia of 1887, as amended by an act approved February 23, 1898, entitled proceeding by interrogatories to ascertain estate of debtor on which fieri facias is a lien, and any real estate to which he is entitled; how answers to interrogatories compelled.

No. 457. House bill to amend and re-enact section 3220 of the Code of Virginia of 1887, entitled process, when issued; how directed and returnable; when executed.

No. 458. House bill to amend and re-enact section 3601 of the Code.

No. 459. House bill to amend and re-enact section 20½ of an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, restifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt, and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties.

No. 460. House bill to provide for submission to the people for approval and ratification the proposed amendment to section 117 of article 8 of the Constitution of Virginia.

No. 396. House bill to provide the reserve fund which banks shall maintain, was, on motion of MR. STRATTON, taken up out of its order on the calendar and recommitted to the Committee on Insurance and Banking.

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, and to declare the effect of the result of such election—special and continuing order—came up.

Pending the consideration of which, the hour of 2 o'clock P. M. having arrived, the chair was vacated until 4 P. M.

## AFTERNOON SESSION.

The hour of 4 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

No. 218. House bill to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors, and to declare the effect and result of such election—special and continuing order—came up.

MR. WHITE of Rockbridge moved to amend as follows:

After the word "election," in line 6, on page 9, the following words: "provided said General Assembly shall put into effect the intent of the people, as expressed by the people at the polls, with proper penalties attached thereto for violation of the law so enacted and put into effect by the General Assembly"; which was rejected—yeas, 38; nays, 53.

On motion of MR. OLIVER, the vote was recorded as follows:

YEAS—Messrs. Banks, Bell, Borden, Burt, Chalkley, Christian, Coleman, Daniel, Cox, Curtis, Daniel, Fulton, Gilliam, Grant, Harwood, Houston, Hower-ton, Kemper, Land, Milstead, Moncure, Montague, Old, Oliver, Parker, Peek, Roberts, F. B., Rutherford, Spessard, Sutphin, Taylor, Templeton, Terrell, Utz, Watts, Webb, White, Hugh A., Wise, Wissler—38.

NAYS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bowman, Brewer, Brown, W. N., Buck, Coleman, C. R., Creamer, Earman, Evans, Fitzhugh, Gregory, Harvey, Ivey, Jennings, Jordan, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moore, Moseley, Mustard, Norris, Page, Radford, Rakes, Rew, Roberts, John, Robertson, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Throckmorton, Tiffany, Walton, Weaver, White, John S., Willeroy, Williams, Mr. Speaker—53.

MR. RICHARDSON stated that he would have voted aye, but was paired with MR. TABB.

MR. WHITE of Rockbridge moved to amend as follows: Strike out sections 8 and 9 on pages 8 and 9 of the printed bill; which was rejected.

MR. MONTAGUE moved to amend as follows: Amend section 1 by adding (line 30) at the end of said section the words: "Provided, that there shall be only one such election held under the provisions of this act within a period of four years"; which was rejected.

MR. MONTAGUE moved to amend as follows: Amend section 1 by striking out the words "voting at the preceding" in lines 4 and 5 and inserting in lieu thereof the words: "Qualified to vote at the next succeeding"; which was rejected.

MR. MONTAGUE moved to amend as follows: Amend section 5, page 5, by striking out all of said section after the word "Virginia," in line 10, and including all of lines 11, 12 and 13; which was rejected.

MR. MONTAGUE moved to amend as follows: Amend section 7, page 8, line 6, by striking out the words "voting at the preceding" and insert in lieu thereof the words: "Qualified to vote at the next succeeding"; which was rejected.

MR. BELL moved to amend as follows: On page 1, in line 4, by striking out the words "one-fourth" and insert "three-eighths"; which was rejected.

MR. BELL moved to amend as follows: By striking out all of section 7 and insert the following: "The election herein provided for shall be held on the ——— day of December, 1913, at the general State election"; which was rejected.

MR. COX moved to amend as follows: On page 1, section 1, line 2, after the word "whenever," strike out all words down to the words "shall petition" in line 6, and insert in lieu thereof the words "twenty-five per cent. of the registered voters of the Commonwealth, who shall possess the qualifications to serve on juries," and on page 8, section 7, line 5, after the words "in number to" strike out all words down to and including "State offices" and insert in lieu thereof the words "twenty-five per cent. of the registered voters of the Commonwealth, who shall possess the qualification to serve on juries," and in line 11, page 8, section 7, strike out the remainder of section after the word "of," in line 11, and insert the words "twenty-five per cent., of the registered voters of the Commonwealth who shall possess the qualification to serve on juries"; which was rejected—yeas, 32; nays, 52.

On motion of MR. COX, the vote was recorded as follows:

YEAS—Messrs. Banks, Bell, Chalkley, Christian, Coleman, Daniel, Cox, Curtis, Daniel, Gilliam, Grant, Houston, Kemper, Milstead, Moncure, Montague, Old, Oliver, Parker, Peek, Roberts, F. B., Rutherford, Sutphin, Taylor, Templeton, Terrell, Tiffany, Utz, Watts, White, Hugh A., Wise, Wissler—32.

NAYS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Borden, Brewer, Brown, W. N., Buck, Coleman, C. R., Creamer, Earman, Evans, Fitzhugh, Gregory, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moore, Moseley, Mustard, Norris, Page, Radford, Rakes, Rew, Roberts, John, Robertson, Rolston, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Throckmorton, Walton, Weaver, White, John S., Willeroy, Williams, Mr. Speaker—52.

The following pairs were announced:

MR. LAND with MR. BROWN of Westmoreland;

MR. RICHARDSON with MR. TABB.

The first named in each instance would have voted in the affirmative.

MR. COX moved to amend as follows: On page 1, section 1, line 2, after the word "whenever" strike out all words down to the words "shall petition," in line 6, and insert in lieu thereof the words "twenty-five per cent. of the qualified voters of the Commonwealth,"

and on page 8, section 7, line 5, after the words "in number to" strike out all words down to and including "State officers" and insert in lieu thereof the words "twenty-five per cent. of the qualified voters of the Commonwealth," and in line 11, page 8, section 7, strike out the remainder of section after the word "of," in line 11, and insert "qualified voters of the Commonwealth"; which was rejected.

MR. COX moved to amend as follows: On page 4, section 5, line 2, after the word "be," strike out the word "substantially"; which was rejected.

MR. COX moved to amend as follows: On page 5, line 30, after the word "shall," strike out the words "knowingly and wilfully"; strike out words "knowingly and wilfully," on line 6; which was rejected.

MR. COX moved to amend as follows: On page 6, line 34, after the word "conviction," insert the following: "The person signing the petition shall be subject to the same punishment as those imposed by law at the time of the passage of this act upon a person who is found guilty of voting illegally, and the person circulating the petition shall be subject to the same punishments as those imposed by law at the time of the passage of this act upon a judge of election who shall permit a person to vote illegally"; which was rejected.

MR. OLIVER moved to amend as follows: Page 2, section 2, line 4, strike out "for license," and in lieu thereof insert "For Statewide prohibition"; which was rejected—yeas, 34; nays, 52.

On motion of MR. OLIVER, the vote was recorded as follows:

YEAS—Messrs. Banks, Bell, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Kemper, Milstead, Moncure, Montague, Old, Oliver, Parker, Peek, Roberts, F. B., Rutherford, Sutphin, Taylor, Templeton, Tiffany, Utz, Watts, Webb, White, Hugh A., Wise, Wissler—34.

NAYS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Brewer, Brown, W. N., Buck, Burt, Chalkley, Coleman, C. R., Earman, Evans, Flanagan, Gregory, Ivey, Jennings, Jordan, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Moore, Moseley, Mustard, Norris, Page, Radford, Rakes, Rew, Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Tate, Throckmorton, Walton, Weaver, White, John S., Willeroy, Williams, Mr. Speaker—52.

MR. RICHARDSON stated that he would have voted aye, but was paired with MR. TABB.

MR. OLIVER moved severally to amend as follows: Page 3, section 2, line 15, strike out "license" and in lieu thereof insert "Statewide prohibition"; page 3, section 2, line 16, strike out "license" and in lieu thereof insert "Statewide prohibition"; pages 8 and 9, section 8, lines 5 and 6, strike out "for the license of intoxicating liquors" and in lieu thereof insert "against Statewide prohibition"; page 9, section 9, lines 2 and 3, strike out "against the licensing of



intoxicating liquors" and in lieu thereof insert "for Statewide prohibition"; which were severally rejected.

MR. JORDAN moved to amend as follows: Page 9, line 14, after word "purposes" add "provided, however, that nothing in this act shall apply to the manufacture or sale of cider which is the pure juice of the apple without any addition of alcohol, distilled spirits, wine or any other intoxicating liquors, or any admixture whatever, except preservatives not prohibited by the United States law"; which was agreed to—yeas, 63; nays, 24.

On motion of MR. GILLIAM, the vote was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Browning, Buck, Chalkley, Coleman, C. R., Creamer, Ewing, Fulton, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Love, Lunsford, Malbon, Martin, Massie, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peek, Peyton, Radford, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Ruthersford, Smith, Stephenson, John W., Stratton, Tate, Taylor, Templeton, Throckmorton, Utz, Walton, Webb, White, John S., Willeroy, Williams, Wise, Mr. Speaker—63.

NAYS—Messrs. Banks, Brown, W. N., Christian, Coleman, Daniel, Cox, Curtis, Daniel, Evans, Gilliam, Kent, Meetze, Milstead, Montague, Old, Rolston, Spessard, Stebbins, Stephenson, H. U., Sutphin, Terrell, Watts, Weaver, White, Hugh A., Wissler—24.

MR. Cox offered an amendment in the nature of a substitute, the title of which is as follows: "To prohibit the manufacture and sale of intoxicating liquors, and to declare the effect of the violation of its provisions"; which was rejected—yeas, 19; nays, 63.

On motion of MR. Cox, the vote was recorded as follows:

YEAS—Messrs. Christian, Cox, Curtis, Harwood, Milstead, Montague, Old, Oliver, Parker, Peek, Sutphin, Taylor, Templeton, Terrell, Tiffany, Utz, White, Hugh A., Wise, Wissler—19.

NAYS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Buck, Chalkley, Coleman, C. R., Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Gilliam, Gregory, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Moncure, Moore, Moseley, Mustard, Norris, Page, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Throckmorton, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Mr. Speaker—63.

The following pairs were announced:

MR. RICHARDSON with MR. TABB.

MR. LAND with MR. BROWN of Westmoreland.

The first named in each instance would have voted in the affirmative.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, the question being, "Shall the bill pass"? was put and decided in the affirmative—yeas, 62; nays, 30. The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, James M., Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Coleman, C. R., Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Gregory, Harvey, Ivey, Jennings, Jordan, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moore, Moseley, Mustard, Norris, Page, Radford, Rakes, Rew, Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Throckmorton, Walton, Weaver, White, John S., Willeroy, Williams, Wissler, Mr. Speaker—62.

NAYS—Messrs. Banks, Browning, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Gilliam, Harwood, Houston, Howerton, Kemper, Milstead, Moncure, Montague, Old, Oliver, Parker, Peek, Roberts, F. B., Sutphin, Taylor, Templeton, Terrell, Tiffany, Utz, Watts, Webb, White, Hugh A., Wise—30.

The following pairs were announced:

MR. CLARKE with MR. RUTHERFOORD.

MR. TABB with MR. RICHARDSON.

MR. CHALKLEY with MR. PEYTON.

MR. BROWN of Westmoreland with MR. LAND.

The first named in each instance would have voted in the affirmative.

MR. JORDAN moved to reconsider the vote by which the bill was passed; which was rejected.

The following House bills having been printed were read at length a second time and ordered to be engrossed:

No. 391. House bill to authorize and empower the present clerk of Goochland county to copy and transmit to the treasurer of said county lists of lands delinquent for taxes for certain years, which the previous clerk of said county failed to transmit to the treasurer of said county, as required by law, and to authorize the treasurer of said county to make sale of such lands, and to authorize the judge of the circuit court of said county to allow said clerk of the circuit court of Goochland county suitable compensation for making the lists aforesaid.

No. 398. House bill to prohibit the taking or removing of fish, except such as are excepted, from the water courses of the county of Augusta.

No. 400. House bill to repeal an act to protect fish in the Blackwater river, within the county of Isle of Wight, approved March 16, 1910.

No. 405. House bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Va.

No. 406. House bill to amend and re-enact section 34 of an act of the General Assembly of Virginia, approved March 12, 1908,

entitled An act to amend and re-enact sections 27, 34, 36, 41, 45, 46 and 47 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled An act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, and March 15, 1902; and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, and approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, and add an independent section thereto, to be known as section 33-a.

No. 407. House bill to provide for the pension, maintenance and support of disabled firemen's associations in cities having a population of one hundred thousand and over.

No. 408. House bill to amend and re-enact an act entitled An act to change the name of the town of East Big Stone Gap, in Wise county, to East Stone Gap, and to amend and re-enact an act approved March 5, 1890, entitled An act to incorporate the town of East Big Stone Gap, in Wise county, Virginia, approved March 8, 1894.

No. 409. House bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county.

No. 410. House bill to authorize and empower the board of supervisors of the county of Montgomery, in their discretion, to contribute and expend annually, out of the general county levy of the said county, a sum of money for the purpose of promoting agriculture and stock-raising in said county.

No. 412. House bill to authorize the cities of Newport News and Hampton, and the counties of Warwick and Elizabeth City, to appropriate money and to issue bonds for drainage of any lands lying in the counties of Warwick or Elizabeth City.

No. 413. House bill to amend and re-enact section 14 of an act entitled an act to incorporate the town of La Crosse, Mecklenburg county, Virginia, which took effect February 15, 1901.

No. 414. House bill to prohibit the sale of cider and other drinks containing over one-half of one per cent. alcohol within one mile of Elon Baptist Church, in the town of Pamplin City, Appomattox county.

No. 415. House bill to authorize the board of supervisors of the county of Madison, Virginia, to expend money for the construction, maintenance and improvement of the roads of said county.

No. 416. House bill to amend section 37 of an act approved January 11, 1898, entitled an act to amend and re-enact the charter of the town of Culpeper, Virginia, as further amended by an act approved March 3, 1906.

No. 418. House bill to prescribe a fence law for Fork magisterial district of Warren county.

No. 419. House bill to allow the council of the town of Rocky Mount, Virginia, to appropriate from the town revenues a sum not exceeding \$6,000 to be used in the construction of a high school building in said town.

No. 421. House bill to amend and re-enact section 18 of the charter of the town of Manassas, Virginia. (Amended.)

No. 422. House bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled An act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902; and to define the boundaries of the said city of Norfolk, as extended by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

No. 426. House bill to authorize C. B. Woodward to establish a ferry across Powell's river at Powell's ford, in Lee county.

No. 427. House bill to authorize the board of supervisors of Rockingham county, in the State of Virginia, to establish toll gates for the purpose of maintaining the macadam roads in said county.

No. 428. House bill to amend and re-enact section 2, chapter 230, of an act entitled An act to provide for the establishment, altering and building the public roads and bridges in the county of Shenandoah, and for working and keeping the same in repair, approved February 8, 1898.

No. 431. House bill to repeal an act approved March 2, 1910, to authorize the district school board of Grafton school district of



York county to borrow \$4,000 and to issue bonds therefor for a new high school building.

No. 432. House bill to authorize the school board of Grafton magisterial district of York county to borrow a sum not exceeding \$2,500 and to issue bonds therefor.

No. 434. House bill to authorize the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$150,000 of "gravity water bonds," and to authorize the issuance by said city of not more than \$150,000 of said bonds, if a majority of those voting vote in favor of such issuance.

No. 435. House bill authorizing the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$25,000 of town run improvement bonds, and to authorize the issuance by said city of not more than \$25,000 of said bonds, if a majority of those voting shall vote in favor of such issuance.

No. 436. House bill to amend and re-enact section 11 of chapter 56 of the Acts of Assembly of 1910, approved February 26, 1910, entitled an act to provide a new charter for the town of Wytheville, and to repeal its present charter.

No. 441. House bill in relation to the hustings court of the city of Richmond.

No. 442. House bill authorizing justices of the peace, police justices and judges of the court of Northampton county to sentence persons convicted of vagrancy to work upon the roads.

No. 447. House bill to amend and re-enact section 7 of chapter 8 of the charter of the city of Lynchburg, providing for the creation and investment of a sinking fund by the said city, as amended by an act of April 2, 1902.

No. 448. House bill to authorize the payment of a salary to the chairman of the board of supervisors of Albemarle county.

No. 449. House bill to amend and re-enact section 1 of an act approved February 7, 1901, entitled an act to amend and re-enact an act approved March 3, 1896, entitled an act to amend and re-enact an act entitled an act to regulate the salary of the police justice of the city of Norfolk, approved February 18, 1896, and also in relation to the said police justice and the clerk of the corporation court of the city of Norfolk, in connection with fines imposed by said police justice.

No. 450. House bill to amend and re-enact section 2 of an act of the General Assembly of Virginia, approved March 14, 1902, entitled an act to annex additional territory to the city of Norfolk, and to provide for the government of said annexed territory.

No. 451. House bill to amend and re-enact an act entitled an act to assign offices to the several departments and officers of the State government in the several public buildings owned by the State, approved March 14, 1906.

No. 417. House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 3, 1900, and in force from its passage, entitled An act to provide a new charter for the city of Charlottesville, and to repeal all acts inconsistent therewith, and also to amend and re-enact an act entitled An act to provide a new charter for the city of Charlottesville, approved March 14, 1908; was, on motion of Mr. WHITE of Albemarle, recommitted to the Committee on Counties, Cities and Towns.

No. 437. House bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same; was, on motion of Mr. FLANAGAN, dismissed.

Mr. JENNINGS offered the following resolution:

Resolved, That when this House adjourn to-day it adjourn in honor of the birthday of one of the greatest Virginians—General George Washington; which was agreed to.

On motion of Mr. WILLIAMS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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FRIDAY, FEBRUARY 23, 1912.

Prayer by Rev. H. D. C. Maclachlan, of Seventh Street Christian Church.

On motion of Mr. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 22, 1912.*

The Senate has passed House bills, with amendments, entitled an act to authorize the school board of Jerusalem magisterial district, Southampton county, Virginia, to borrow money for the purpose to pay off school indebtedness in said district, and to issue bonds therefor, not exceeding \$12,000 in amount, No. 107; and an act to au-

thorize and empower the board of supervisors of the counties of Essex and King William to sell and convey unto the Washington and Chesapeake Bay Railway Company a right of way through the poor farms in the said counties, No. 235.

They have passed Senate bills entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act for working and keeping in repair the roads of the county of Tazewell, approved February 24, 1888, etc., and, further, to provide for permanent improvement of the roads of the said county, approved February 29, 1892, as amended and re-enacted by an act approved February 12, 1894, as amended by an act approved January 11, 1900, as amended and re-enacted by an act approved January 27, 1900, and as amended and re-enacted by an act approved December 17, 1901, and as amended and re-enacted by an act approved March 8, 1910, and to provide for the distribution and disbursement of all funds accrued under said act, as amended and re-enacted, which have not been expended for the purposes provided therein, and to provide for maintaining and improving the roads of Tazewell county, No. 295; and an act to provide for the immediate registration of all births and deaths throughout the State of Virginia, by means of certificates of births and deaths and burial or removal permits; to require prompt returns to the Bureau of Vital Statistics at the capital of the State, as required to be established by the State Board of Health; to insure the thorough organization and efficiency of the registration of vital statistics throughout the State; to provide certain penalties; to repeal all acts and parts of acts in conflict herewith, No. 86.

In which they request the concurrence of the House of Delegates.

Nos. 107 and 235, House bills, were, on motions severally made, placed on the calendar.

No. 295, Senate bill, was referred to the Committee on Roads and Internal Navigation.

No. 86, Senate bill, was referred to the Committee for Courts of Justice.

No. 461. House bill allowing the insurance commission of the State to make adjustment in any loss by fire where the insurance company issuing the policy on the property lost does not pay the insurance within sixty days, having been considered by the committee in session, was reported from the Committee on Insurance and Banking, with a recommendation that it do not pass.

No. 462. House bill to provide for the keeping in repair of all roads constructed with State aid in any form or from the proceeds of bond issue, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

MR. MEETZE moved to discharge the Committee on Agriculture

and Mining from the further consideration of House bill to prevent the manufacture or sale of adulterated, misbranded, poisonous or deleterious stock and cattle foods, and repeal section 15 and subsections a, b, c, d, e, f and g of chapter 188 of Acts of Assembly, 1908, approved March 11, 1908, and to repeal chapter 151, Acts of Assembly, 1910, approved March 14, 1910, and to repeal all other laws in conflict with this act in so far only as they may be in conflict with the provisions of this act; which was agreed to—ayes, 41; nays, 23.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Bargamin, Bell, Borden, Burt, Christian, Coleman, C. R., Fulton, Gregory, Harvey, Houston, Jordan, Kent, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Rew, Roberts, F. B., Roberts, John, Row, Stebbins, Stephenson, H. U., Stratton, Tabb, Tate, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, John S., Williams, Mr. Speaker—41.

**NAYS**—Messrs. Bowman, Coleman, Daniel, Cox, Creamer, Ewing, Gilliam, Grant, Kemper, Land, Montague, Old, Page, Peek, Richardson, Robertson, Rutherford, Smith, Spessard, Taylor, Templeton, Terrell, Watts, Wissler—23.

The bill, No. 463, was placed on the calendar.

**MR. SMITH** offered the following resolution:

Resolved, That the committee to be appointed under resolution passed by the House yesterday, on motion of the gentleman from Warren, be directed to investigate the State department of Public Instruction, as was contemplated by the resolution passed by this House several days ago.

**MR. OLIVER** moved to dismiss the resolution; which was agreed to.

**MR. KINSEY** offered the following resolution:

Resolved by the House of Delegates (the Senate concurring), That the General Assembly extend an invitation to Hon. Champ Clark to address its members at such time as it may suit his convenience prior to March 9, 1912; which was rejected.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills were read at length a first time and ordered to be printed:

**No. 461.** House bill allowing the insurance commission of the State to make adjustment in any loss by fire where the insurance company issuing the policy on the property lost does not pay the insurance within sixty days.

**No. 462.** House bill to provide for the keeping in repair of all roads constructed with State aid in any form or from the proceeds of bond issue.

**No. 463.** House bill to prevent the manufacture or sale of adulterated, misbranded, poisonous or deleterious stock and cattle foods, and repeal section 15 and subsections a, b, c, d, e, f and g of chapter



188, Acts of Assembly, 1908, approved March 11, 1908, and to repeal chapter 151, Acts of Assembly, 1910, approved March 14, 1910, and to repeal all other laws in conflict with this act in so far only as they may be in conflict with the provisions of this act.

No. 240. House bill to amend and re-enact section 50 of the Code of Virginia in relation to representation of the State in the Congress of the United States, having been printed, was, on motion of Mr. WILLIAMS, taken up out of its order on the calendar.

Mr. WILLIAMS moved to dispense with the further readings of the bill, as required by section 50 of the Constitution; which was agreed to—yeas, 89; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wissler, Mr. Speaker—89.

NAYS—None.

Mr. WILLIAMS moved to amend the bill as follows:

Strike out in line 9, on page 1, the words “amended and”; strike out on page 2, in line 20, the words “and Halifax”; strike out on page 2, line 24, the words “Giles, Bland and Tazewell,” and insert the words “and Halifax”; insert on page 3, in line 35, after the word “Pulaski” the words “Giles, Bland, Tazewell,” and strike out before the word “Pulaski” the word “and”; amend the title by striking out in the first line the words “amend and”; which was agreed to.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, the question being, “Shall the bill pass”? was put and decided in the affirmative—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wissler, Mr. Speaker—86.

NAYS—None.

MR. WILLIAMS moved to reconsider the vote by which the bill was passed; which was rejected.

The hour of 1 o'clock P. M. having arrived,

No. 290, House bill, for the purchase or lease of limestone and lime and shell quarries or anounds, and for the grinding of limestone or shell lime by the convicts of the State for agricultural and road purposes, and to provide means therefor, having been printed, special and continuing order, came up.

MR. LAND moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 70; nays, 4.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Gregory, Harvey, Houston, Howerton, Ivey, Jordan, Kent, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Templeton, Throckmorton, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wissler—70.

NAYS—Messrs. Cox, Jennings, Lunsford, White, Hugh A.—4.

Pending the consideration of which, the hour of 2 o'clock P. M. having arrived, the chair was vacated until 4 o'clock P. M.

## AFTERNOON SESSION.

The hour of 4 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

The motion entered by Mr. NORRIS to reconsider the vote by which

No. 344. House bill to amend and re-enact an act entitled An act to protect sheep and other stock in the counties of this State, approved March 29, 1908, so that said act when amended shall read as follows, was ordered to be engrossed, was agreed to.

On motion of Mr. NORRIS, the bill was amended.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 62; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Bain, Bargamin, Bell, Buck, Chalkley, Cox, Creamer, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey,

Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Land, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Throckmorton, Tiffany, Utz, Weaver, White, Hugh A., White, John S., Wissler, Mr. Speaker—62.

NAYS—Messrs. Earman, Taylor—2.

The motion entered by MR. MILSTEAD to reconsider the vote by which

No. 365. House bill to provide for the erection and maintenance of railings on the causeways of all wharves in the Commonwealth at which passengers embark or disembark from steamboats was ordered to be engrossed, was agreed to.

On motions severally made by MESSRS. MILSTEAD and BURT, the bill was severally amended.

The bill, as severally amended, was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 70; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Evans, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, White, John S., Wise, Mr. Speaker—70.

NAYS—Mr. Cox—1.

The motion entered by MR. STEBBINS to reconsider the vote by which

No. 360. House bill requiring juries to pass upon the question of negligence in actions for personal injuries was ordered to be engrossed, was agreed to.

On motion of MR. STEBBINS, the bill was amended.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 50; nays, 13.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bargamin, Buck, Burt, Chalkley, Creamer, Curtis, Earman, Evans, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Howerton, Ivey, Kent, Kinsey, Lunsford, Martin, Massie, Meetze, Moore, Moseley, Mustard, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Row, Stebbins, Stephenson, H. U., Stephenson, John W., Tate, Throckmorton, Utz, Weaver, Webb, White, Hugh A., Wise—50.

NAYS—Messrs. Adams, Bain, Bell, Cox, Jennings, Jordan, Moncure, Montague, Smith, Spessard, Taylor, White, John S., Williams—13.

The motion entered by MR. HARWOOD to reconsider the vote by which

No. 209. House bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910, was ordered to be engrossed, was rejected.

The bill was read at length a third time and passed—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Brown, W. N., Buck, Chalkley, Christian, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—78.

NAYS—None.

The motion of MR. MONTAGUE to reconsider the vote by which

No. 212. House bill to amend and re-enact section 73 of an act entitled An act to repeal sections 63 and 66, and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75, 78, 79, 80 and 85, as amended by an act approved May 26, 1903, of chapter 8 of the Code of Virginia, approved December 8, 1903, in reference to the registration of voters (Code, 1904, section 73), was ordered to be engrossed, was agreed to.

On motion of MR. MONTAGUE, the bill was amended.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 75; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Gregory, Harvey, Harwood, Houston, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Roberts, F. B., Roberts, John,



Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—75.

NAYS—Messrs. Cox, Grant—2.

The motion entered by MR. PEEK to reconsider the vote by which No. 320. House bill to protect villages and unincorporated communities having within defined boundaries a population of three hundred or more, against the running at large of horses, mules, ponies, asses, cattle, hogs, sheep and goats within said boundaries, and to authorize the circuit court of the county in which such villages or community is located to fix the boundaries thereof for the purposes aforesaid, was ordered to be engrossed, was agreed to.

On motion of MR. PEEK, the bill was amended.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 63; nays, 10.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Christian, Creamer, Curtis, Ewing, Fitzhugh, Gilliam, Gregory, Harvey, Houston, Howerton, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Oliver, Page, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams—63.

NAYS—Messrs. Chalkley, Flanagan, Grant, Mustard, Robertson, Stephenson, John W., Sutphin, Wise, Wissler, Mr. Speaker—10.

The motion entered by MR. OLIVER to reconsider the vote by which

No. 369. House bill to prevent deception in the sale of ice cream and to establish standards for the same, defining condensed milk, and providing for its sale, was ordered to be engrossed, was agreed to.

On motion of MR. OLIVER, the bill was amended.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 76; nays, 1.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Bowman, Brown, W. N., Browning, Buck, Chalkley, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Howerton, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page,

Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Wise, Wissler, Mr. Speaker—76.

NAYS—Mr. Spessard—1.

The motion entered by MR. KENT to reconsider the vote by which No. 348. House bill to require county boards of supervisors to erect sign boards at the forks of main public roads, was ordered to be engrossed, was rejected.

On motion of MR. KENT, the bill was dismissed.

The following House bills were read at length a third time and passed:

No. 105. House bill to amend and re-enact subsection 7 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act: Sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State, to prohibit the employment of vessels owned by non-residents for such fishing, to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide clamming grounds in the waters of this State, approved March 8, 1894, by an act approved March 14, 1910—ayes, 70; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Wise, Wissler—70.

NAYS—None.

No. 113. House bill to amend and re-enact an act to provide for the making and keeping in repair the roads and bridges of Charlotte county, approved March 6, 1896—yeas, 73; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bell, Brown, W. N., Browning, Buck, Chalkley, Christian, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—73.

NAYS—None.

No. 136. House bill to authorize the board of supervisors of Charlotte county to sell or rent a farm containing five hundred acres, situated at Saxe, in Bacon magisterial district, Charlotte county, Virginia, and directing the disposition of the proceeds thereof—yeas, 76; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler—76.

NAYS—None.

No. 158. House bill to amend and re-enact an act to amend and re-enact an act to provide for the improvement of public roads in Charlotte county, to authorize the issuance of county bonds for the purpose, and to apportion the proceeds of said bonds among the several magisterial districts, and to provide for the authorization of the issue of bonds by an election, approved March 11, 1908, adding thereto sections 12½, 17 1-2 and 17½-a, approved March 10, 1910, adding thereto sections 17½-b, 17½-c and 17 1-2-d—yeas, 76; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Curtis, Earman, Evans,

Ewing, Fitzhugh, Flanagan, Gilliam, Fulton, Grant, Harvey, Harwood, Houston, Howerton, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—76.

NAYS—None.

No. 182. House bill to permit the establishment of a private bridge over the waters of Skiff's creek, between the counties of Warwick and James City, Virginia—yeas, 81; nays, 0.—

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 185. House bill to empower the council of the town of Chatham, in the county of Pittsylvania, to issue and sell bonds for the purpose of improving the streets, improving the water system and establishing a sewerage system in said town; provided, that the question of such bond issue for the purposes named be first submitted to the qualified voters of said town; and to authorize said council to call an election for the submission of the same to the voters—yeas, 81; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 186. House bill to authorize the city council of Fredericks-



burg to issue its coupon or registered bond for the purpose of improving its streets in said city—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—83.

**NAYS**—None.

**No. 199.** House bill to amend and re-enact sections 4, 8 and 22 and to repeal sections 16, 17, 18 and 19 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act approved March 7, 1900, entitled an act to provide for the working and keeping in repair the public roads and bridges in the county of Washington, and to authorize the board of supervisors to borrow money by the issue of bonds, and to build bridges and to macadamize the roads in said county, and to authorize the qualified voters of said county to vote on the question, approved April 2, 1902, as amended and re-enacted by an act approved May 15, 1903, as amended and re-enacted by an act approved March 15, 1908, as amended and re-enacted by an act approved March 13, 1908, as amended and re-enacted by an act approved March 11, 1910—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

**NAYS**—None.

**No. 200.** House bill to amend and re-enact an act of the General Assembly, approved March 4, 1894, entitled an act to provide for the working and keeping in order the public roads of the counties of Greene and Madison, as amended by act approved May 14, 1903, so far as the same applies to Madison county, so as to provide for the opening, constructing, maintaining and working the roads, and keep-

ing in order the causeways and bridges of Madison county, and creating the office of superintendent of roads, and prescribing his duties and compensation, and repeal any act in conflict herewith—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—84.

NAYS—None.

No. 223. House bill to amend and re-enact an act approved March 1, 1906, entitled An act for the protection of fish in Nottoway river, in Southampton, Sussex, Dinwiddie, Brunswick and Greenville counties, Virginia—yeas, 88; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—88.

NAYS—None.

No. 224. House bill to amend and re-enact an act to further preserve and protect the game in the county of Patrick, approved March 15, 1910—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Brown, W. N., Browning, Buck, Chalkley, Christian, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver.

Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

No. 236. House bill to authorize the county of Elizabeth City to expend certain money in the sinking fund of said county for the repair of Hampton bridge—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Brown, W. N., Browning, Buck, Burt, Chalkley, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 247. House bill to repeal an act entitled An act for the protection of deer in the counties of Gloucester and Mathews, approved January 16, 1902—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 251. House bill to amend and re-enact subsection 2 of section 2070-a and section 2079 of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, et cetera, as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, and as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as far as the same applies to the counties of New

Kent, Charles City, James City, Surry and Prince George, and making carrying a gun under certain conditions a misdemeanor—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 258. House bill to authorize the county school board of the county of James City to convey what is known as the Hickory Neck Academy lot, with the building thereon, to the duly appointed trustees for the congregation of Hickory Neck Protestant Episcopal Church of Blissland Parish, in James City county, Virginia—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 264. House bill to amend section 22 of chapter 74, Acts, 1908, approved February 25, 1908, entitled an act to amend and re-enact chapter 184 of the Acts of the General Assembly of Virginia, 1890, entitled An act to provide for the working of and keeping in repair the public roads and bridges of Smyth county, approved February 6, 1890—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford,



Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

NAYS—None.

No. 271. House bill to amend and re-enact sections 17, 18 and 19 of an act entitled an act for working roads in the county of Loudoun, approved February 16, 1880, as amended and re-enacted by an act approved February 2, 1894, and further amended by an act approved April 27, 1903, and an act approved March 15, 1910—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

NAYS—None.

No. 292. House bill to repeal an act entitled an act to enable the town of Fincastle, in Botetourt county, to vote on the question of liquor license; and to extend the provisions of chapter 25 of the Code of Virginia so as to apply to said town, approved January 30, 1900, being chapter 213 of Acts of Assembly, 1899-1900—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 293. House bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908—yeas, 87; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—87.

NAYS—None.

No. 295. House bill to amend and re-enact sections 2 and 3 of the act entitled an act for the protection of fish in Washington county, Virginia, approved March 8, 1894, as amended and re-enacted by an act approved March 14, 1910—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

NAYS—None.

No. 296. House bill to prevent the trapping of foxes in Jefferson magisterial district of the county of Culpeper, except during the months of November and December in any year, and requiring those who trap foxes to visit their traps every day they so trap, and release any dog or dogs that may have been caught in said traps—yeas, 86; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—Mr. Richardson—1.

No. 299. House bill to amend and re-enact section 2108 of the

Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact section 2108 of the Code of Virginia as to unlawful fishing, and to prescribe the time for catching bass, approved March 16, 1910, so as to exclude from the operation thereof New river, in Wythe county, Virginia, and to prevent the catching of fish with seines in certain waters of said county—yeas, 87; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—87.

NAYS—None.

No. 301. House bill to amend an act approved March 4, 1896, entitled An act providing for the working, opening and keeping in repair the roads in the county of Lunenburg, and for the building and keeping in repair the bridges in said county, by adding new section (14-a) thereto, providing for submitting to the qualified voters of the several magisterial districts for the construction and repair of the public roads in said magisterial districts—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 344, 365, 360, 209, 212, 320, 369, 105, 113, 136, 158, 182, 185, 186, 199, 200, 223, 224, 236, 247, 251, 258, 264, 271, 292, 293, 295, 296, 299 and 301, House bills, were passed, were rejected.

The following House bills were, on motions severally made, dismissed:

No. 147. House bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters

of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection.

No. 150. House bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended.

No. 184. House bill to amend and re-enact sections 4, 12, the first subsection of section 23, sections 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, the power to establish and enlarge water works, printing of ordinances, the pay of councilmen and other city officers, and to add to the said charter a new section, to be known as section 32-a, in reference to the issue of bonds.

No. 201. House bill to amend an act approved January 25, 1898, entitled an act to provide for the opening and working of roads and keeping the same in repair, and to provide for the opening and working of roads and keeping the same in repair, and to provide for the erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof.

No. 233. House bill to amend and re-enact the twelfth section of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended.

No. 234. House bill to amend the charter of the city of Alexandria, Virginia, affecting its control of its fire and health departments.

On motion of MR. HOUSTON, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*



SATURDAY, FEBRUARY 24, 1912.

Prayer by Rev. H. D. C. MacLachlan, of Seventh Street Christian Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 23, 1912.*

The Senate has passed House bills entitled an act to prohibit the opening, repairing or maintaining of any street or alley through, on or over any lands within any of the cities or towns of this Commonwealth which belong to the Commonwealth of Virginia, to the Confederate Memorial Association, or any agency of the State, No. 170; an act to amend and re-enact an act approved February 27, 1906, entitled An act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, as amended and re-enacted by an act approved February 8, 1908, entitled an act to amend and re-enact an act entitled An act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, approved February 27, 1906, No. 272; and an act to amend and re-enact section 1 of an act of the General Assembly of Virginia, approved March 6, 1906, entitled an act to create the State convict road force; to authorize the working of certain prisoners on the public roads of this State; providing for guarding, transportation, lodging, feeding, clothing and medical attention of the State convict road force; providing for an increase of the penitentiary guard not to exceed forty-five men; providing how a county may have the benefit of the labor of the State convict road force, and appropriating money from the public treasury to carry the provisions of this act into effect, No. 273.

They have passed House bill, with amendments, entitled an act to prohibit the killing of robins, No. 48.

They have passed Senate bills entitled an act to amend and re-enact section 15 of an act approved March 15, 1910, entitled an act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license

taxes thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 10, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties, No. 309; an act to amend and re-enact section 3 of an act to incorporate the town of Elba, Pittsylvania county, approved February 2, 1901, as amended by an act approved February 16, 1901, No. 319; and an act to consolidate into one act all acts relating to Confederate pensions, and to repeal all acts or parts of acts in conflict herewith, No. 335.

In which they request the concurrence of the House of Delegates.

No. 48, House bill, was, on motion of MR. BOWMAN, placed on the calendar.

Nos. 309 and 335, Senate bills, were referred to the Committee on Finance.

No. 319, Senate bill, was referred to the Committee on Counties, Cities and Towns.

No. 86. Senate bill to provide for the immediate registration of all births and deaths throughout the State of Virginia by means of certificates of births and deaths, and burial or removal permits; to require prompt returns to the bureau of vital statistics at the Capital of the State, as required to be established by the State Board of Health; to insure the thorough organization and efficiency of the registration of vital statistics throughout the State; to provide certain penalties; to repeal all acts and parts of acts in conflict herewith, and to appropriate \$7,500 therefor, having been considered by the committee in session, was reported from the Committee for Courts of Justice.

No. 166. Senate bill to amend and re-enact section 20 of an act entitled An act to aid the citizens of Virginia who were disabled by wounds received during the war between the States, while serving as soldiers, sailors or marines of Virginia, and such as served during the said war as soldiers, sailors or marines of Virginia, who are now disabled by disease contracted during the war, or by the infirmities of age, and the widows of soldiers, sailors or marines of Virginia who lost their lives in said service, or whose death resulted from wounds received or disease contracted in said service, and providing penalties for violating the provisions of this act, approved April 2, 1902, as subsequently amended; having been considered by the committee in session, was reported from the Committee on Finance.

The following House bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 464. House bill to amend and re-enact section 3580 of the Code of Virginia.

No. 465. House bill to place it in the discretion of the court to require testimony in a divorce case to be given *ore tenus* in open court, and providing how testimony so given or the fact so proven may be made part of the record of the cause for appeal.

No. 466. House bill to amend and re-enact section 3988 of the Code of Virginia, in relation to commissioners, sheriffs, constables, etc., to give information of violations of penal laws to the attorney for the Commonwealth, as heretofore amended.

No. 467. House bill to amend and re-enact section 3984 of the Code of Virginia, as to how indictments found and presentments made, and how amended.

No. 468. House bill to amend and re-enact section 2564 of the Code of Virginia, as amended by an act approved March 6, 1900, entitled An act to amend and re-enact section 2564 of the Code of Virginia, as amended.

No. 469. House bill to allow the employment of court stenographers in cases punishable by death.

No. 470. House bill to amend and re-enact section 4021 of the Code, and to amend and re-enact section 4023 of the Code, as amended by an act approved January 2, 1904.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 471. House bill to relieve doctors, physicians and surgeons who served in the Confederate or Union armies or navies as such from paying a license tax for practicing their profession.

No. 472. House bill to amend and re-enact sections 3505 and 3506 of the Code of Virginia, as to compensation of clerks of circuit courts.

No. 473. House bill defining the duties of the clerks of the courts and the commissioners of the revenue.

No. 474. House bill to amend and re-enact an act approved March 16, 1910, entitled an act to amend and re-enact an act approved March 17, 1906, entitled an act to amend and re-enact section 27 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended and re-enacted.

No. 475. House bill to amend and re-enact sections 93, 94, 95

and 96 of an act entitled an act to raise revenue for support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 476. House bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914.

House bill to authorize and empower the board of supervisors of Culpeper county to issue bonds to raise money for the purpose of providing for and erecting and building certain bridges in said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Roads and Internal Navigation.

House bill for the relief of J. B. Wise, late treasurer of Northampton county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to provide for the appointment of a commission to be known as the Virginia waterways commission, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*



The bill was referred to the Committee on General Laws.

MR. WILLIAMS offered the following joint resolution:

Resolved by the House of Delegates (the Senate concurring), That a committee of three members of the General Assembly of Virginia, two on the part of the House and one on the part of the Senate, be appointed, respectively, by THE SPEAKER of the House and THE PRESIDENT of the Senate, for the purpose of inquiring into and reporting to the next General Assembly:

First. Whether it would be for the best interests of the Commonwealth that there should be a revision of all the statute laws of the State, and the embodiment of the same into a new code;

Second. If in the judgment of said committee such revision is proper, then to ascertain and report the best method of proceeding to accomplish the result, and the probable cost thereof.

Said committee shall be paid for their services a per diem of four dollars and expenses for the time actually engaged in the work under this resolution, to be ascertained by a statement under oath, but it is expressly provided that the entire cost of any proceedings under this resolution shall not exceed the sum of \$500, which said amount, or so much thereof as may be necessary, is directed to be paid out of the public treasury of the State; which was agreed to.

Ordered that MR. WILLIAMS carry the resolution to the Senate and request their concurrence.

MR. BELL offered the following resolution:

Resolved, That beginning Monday, February 26, 1912, the House meet at 10 o'clock A. M., the chair to be vacated at 2 P. M., and resumed at 3:30 P. M.; which was agreed to.

MR. BURT moved to discharge the Committee on Finance from the further consideration of House bill for the relief of the town of Dendron, Surry county, Virginia; which was rejected—yeas, 37; nays, 22.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Banks, Chalkley, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Evans, Fitzhugh, Gilliam, Gregory, Harvey, Howerton, Kinsey, Land, Martin, Massie, Meetze, Milstead, Montague, Moore, Moseley, Mustard, Oliver, Peyton, Roberts, John, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Tabb Terrell, Tiffany, Utz, White, Hugh A., Wise—37.

NAYS—Messrs. Bell, Bowman, Browning, Flanagan, Houston, Jennings, Jordan, Kemper, Lunsford, Richardson, Rutherford, Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Watts, Weaver, Webb, White, John S., Wissler—22.

MR. OLIVER moved to discharge the Committee on Finance from the further consideration of

No. 7. Senate bill to amend and re-enact section 4079 of the Code of Virginia, as amended and re-enacted by an act approved

April 2, 1902, and as amended and re-enacted by an act entitled An act to amend and re-enact section 4079 of the Code of Virginia, in reference to medical attendance, medicines and clothing for indigent prisoners in jail and analyses in poison cases, approved July 28, 1902; which was agreed to—ayes, 50; nays, 25.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Banks, Bargamin, Bell, Browning, Burt, Chalkley, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Howerton, Ivey, Land, Lunsford, Meetze, Montague, Moore, Moseley, Norris, Oliver, Peyton, Radford, Rew, Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tiffany, Watts, White, Hugh A., Williams, Wise—50.

**NAYS**—Messrs. Anderson, Baker, W. W., Bowman, Brown, W. N., Ewing, Jennings, Jordan, Kinsey, Martin, Massie, Milstead, Mustard, Richardson, Roberts, F. B., Spessard, Tate, Taylor, Templeton, Throckmorton, Utz, Walton, Weaver, Webb, White, John S., Wissler—25.

The bill, No. 7 Senate bill, was placed on the calendar.

The following communication was received from the Governor:

**COMMONWEALTH OF VIRGINIA,**

**GOVERNOR'S OFFICE,**

**RICHMOND, VA., February 24, 1912.**

*To the General Assembly:*

**SIRS**,—I herewith transmit the annual report of the Second Auditor of Virginia, and Secretary of the Miller Board; his annual report of the Miller Fund for the fiscal year, ending December 31, 1910, and 1911, as required under Mr. Samuel Miller's will.

**WILLIAM HODGES MANN,**  
*Governor.*

Ordered printed as House Document No. 8.

Leave of absence was granted Mr. KENT for one day, on motion of Mr. STEBBINS.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time.

No. 86. Senate bill to provide for the immediate registration of all births and deaths throughout the State of Virginia, by means of certificates of births and deaths and burial or removal permits; to require prompt returns to the Bureau of Vital Statistics at the capital of the State, as required to be established by the State Board of Health; to insure the thorough organization and efficiency of the registration of vital statistics throughout the State; to provide certain penalties; to repeal all acts and parts of acts in conflict herewith, and to appropriate \$7,500 therefor.

No. 166. Senate bill to amend and re-enact section 20 of an act entitled An act to aid the citizens of Virginia who were disabled by

wounds received during the War Between the States while serving as soldiers, sailors or marines of Virginia, and such as served during the said war as soldiers, sailors or marines of Virginia, who are now disabled by disease contracted during the war, or by the infirmities of age, and the widows of soldiers, sailors or marines of Virginia who lost their lives in said service, or whose death resulted from wounds received or disease contracted in said service, and providing penalties for violating the provisions of this act, approved April 2, 1902, as subsequently amended.

No. 7. Senate bill to amend and re-enact section 4079 of the Code of Virginia, as amended and re-enacted by an act approved April 2, 1902, and as amended and re-enacted by an act entitled An act to amend and re-enact section 4079 of the Code of Virginia, in reference to medical attendance, medicines and clothing for indigent prisoners in jail and analyses in poison cases, approved July 28, 1902.

The following House bills were read at length a first time and ordered to be printed:

No. 464. House bill to amend and re-enact section 3580 of the Code of Virginia.

No. 465. House bill to place it in the discretion of the court to require testimony in a divorce case to be given *ore tenus* in open court, and providing how testimony so given, or the facts so proven, may be made part of the record of the cause for appeal.

No. 466. House bill to amend and re-enact section 3988 of the Code of Virginia, in relation to commissioners, sheriffs, constables, etc., to give information of violations of the penal laws to the attorney for the Commonwealth, as heretofore amended.

No. 467. House bill to amend and re-enact section 3984 of the Code of Virginia, as to how indictments found and presentments made, and how amended.

No. 468. House bill to amend and re-enact section 2564 of the Code of Virginia, as amended by an act approved March 6, 1900, entitled An act to amend and re-enact section 2564 of the Code of Virginia, as amended.

No. 469. House bill to allow the employment of court stenographers in cases punishable by death.

No. 470. House bill to amend and re-enact section 4021 of the Code, and to amend and re-enact section 4023 of the Code, as amended by an act approved January 2, 1904.

No. 471. House bill to relieve doctors, physicians and surgeons who served in the Confederate or Union armies or navies as such from paying a license tax for practicing their profession.

No. 472. House bill to amend and re-enact sections 3505 and

3506 of the Code of Virginia, as to compensation of clerks of circuit courts.

No. 473. House bill defining the duties of the clerks of the courts and the commissioners of the revenue.

No. 474. House bill to amend and re-enact an act approved March 16, 1910, entitled an act to amend and re-enact an act approved March 17, 1906, entitled an act to amend and re-enact section 27 of an act entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended and re-enacted.

No. 475. House bill to amend and re-enact sections 93, 94, 95 and 96 of an act entitled an act to raise revenue for support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved January 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 476. House bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914.

On motion of MR. BOWMAN,

No. 476. House bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, was taken up out of its order on the calendar.

On motion of MR. BOWMAN, the bill was made a special and continuing order for 11 o'clock A. M. Wednesday, February 28, 1912.

No. 331. House bill fixing the salaries of judges of the Supreme Court of Appeals of Virginia whose terms of office commence on or after the first day of February, 1913, having been printed, was, on motion of MR. STEBBINS, taken up out of its order on the calendar.

The bill was read at length a second time and ordered to be engrossed.

MR. STEBBINS entered a motion to reconsider the vote by which the bill was ordered to be engrossed.

The following House bills, having been printed, were, on motions severally made by MR. ADAMS, taken up out of their order on the calendar and read at length a second time and ordered to be engrossed :



No. 265. House bill to amend sections 24 and 25 of an act entitled An act to provide the establishment, proper construction and permanent improvement of the public roads and landings, for building and keeping in good order and repair of all public roads, bridges, causeways and wharves in the several counties of this State, and to repeal chapter 43 of the Code of Virginia, approved March 12, 1904. (Amended.)

No. 276. House bill to amend and re-enact sections 5 and 12 of an act entitled an act to protect and advance agriculture by regulating the sale and purity of commercial fertilizers and the guarantee and condition upon which they are to be sold, and fixing penalties incurred for violation of same, as heretofore amended.

The hour of 1 o'clock P. M. having arrived,

No. 290. House bill for the purchase or lease of limestone and limeshell quarries or mounds and for the grinding of limestone or shell lime by the convicts of the State for agricultural and road purposes, and to provide means therefor, special and continuing order, came up. Pending the consideration of which the hour of 2 o'clock P. M., having arrived, the chair was vacated until 4 o'clock P. M.

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### AFTERNOON SESSION.

The following House bills were read at length a third time and passed:

No. 263. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to authorize the board of supervisors of the county of Carroll to let to contract the roads of said county, and to levy a tax to keep same in proper repair, as amended by an act approved February 29, 1892, and February 2, 1894, and acts amendatory thereof, respectively, January 22, 1898, March 7, 1900, March 14, 1906, as amended by an act approved March 16, 1910—yeas, 56; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Earman, Evans, Fitzhugh, Flanagan, Grant, Gregory, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tabb, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Williams, Mr. Speaker—56.

NAYS—None.

No. 34. House bill to amend and re-enact an act entitled An act to authorize the judge of any court, police justice, justice of the peace in cities of forty thousand inhabitants and over to continue the case and admit to bail any person brought before him charged with being an habitual drunkard, with failing to support his wife or children, with being a vagrant or an idler able to work, and who is liable to become a charge upon the corporation, and to commit such person to the supervision of an officer, to be known as a probation officer; to provide for the appointment and compensation of such probation officer, and to invest him with full police power while in the discharge of his duties, so as to cover cities of fifteen thousand inhabitants and over—yeas, 56; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Brown, W. N., Buck, Burt, Chalkley, Creamer, Curtis, Earman, Evans, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Oliver, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Williams, Mr. Speaker—56.

NAYS—None.

No. 65. House bill to amend and re-enact section 4 of an act entitled an act to amend an act approved March 12, 1904, as amended March 14, 1906, and also as amended and approved March 12, 1908, relating to official receipts for fines—yeas, 55; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bargamin, Bell, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Curtis, Earman, Evans, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Oliver, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Williams, Mr. Speaker—55.

NAYS—None.

No. 78. House bill to amend and re-enact section 4016 of the Code of Virginia—yeas, 57; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Chalkley, Creamer, Curtis, Earman, Evans, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Williams, Wise, Mr. Speaker—57.

NAYS—None.

No. 79. House bill to amend and re-enact section 3146 of the Code of Virginia—yeas, 60; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Curtis, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., Williams, Wise, Mr. Speaker—60.

NAYS—None.

No. 94. House bill to amend and re-enact an act approved March 7, 1900, entitled an act to provide for local assessments in cities and towns—yeas, 62; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—62.

NAYS—Mr. Walton—1.

No. 108. House bill to amend and re-enact chapter 365 of the Acts of the General Assembly of Virginia of 1910, entitled An act to authorize recitals in deeds of conveyance executed prior to April, 1865, that the deed from the patentee of the land conveyed to or from his vendees was admitted to record in the general court at Richmond, Virginia, or Frankfort, Kentucky, and authenticated copies of such original deeds to be received as prima facie evidence of the execution of the said deed in suits and actions where the title to the land purported to be conveyed is involved, approved March 22, 1910, by adding a new section to be designated section 2 to said act, also authorizing authenticated certified copies of deeds conveying lands prior to the year 1865, lying partly within the State of Virginia and Kentucky, and deed conveying different parcels of land embraced in a single deed lying in said States of Virginia and Kentucky, the originals of which have been duly recorded in the general court at Richmond, Virginia, or in the general court at Frankfort, Kentucky, or duly certified copies of said deeds from the clerk's office of any county or city within this Commonwealth to be received in evidence in actions at law or suits in equity in the courts of this Commonwealth with all the force and effect of the original deed or deeds, where the original

deed or deeds have been destroyed by fire, lost or mislaid; and to authorize the clerks of the circuit courts of the various counties, and the corporation and chancery courts of the cities of Virginia, to admit to record duly authenticated certified copy or copies of any such original deed or deeds from the records of said general court at Richmond, Virginia, and Frankfort, Kentucky, or from the clerk's office of any county or city in this State in which said original deed or deeds have been recorded within this Commonwealth, and to provide when such certified copy or copies of such original deed or deeds have been so admitted to record they shall have the same force and effect as if the original itself had been first recorded in said county or city—yeas, 62; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—62.

**NAYS**—Messrs. Chalkley, Grant—2.

No. 115. House bill requiring the director of the Virginia penitentiary to report to the State Board of Charities and Corrections all prisoners paroled by them and directing the State Board of Charities and Corrections to visit and report upon all paroled prisoners, and authorizing said board to adopt rules and regulations therefor—yeas, 66; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—66.

**NAYS**—None.

No. 125. House bill to amend and re-enact subsections fourth and fifth of section 184 of the Code of Virginia, as amended and re-enacted by an act approved January 24, 1908, entitled an act to amend subsections fourth, fifth, sixth, seventh, eighth and ninth of section 184 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact subsection 184, concerning the salary of



members and officers of the General Assembly, approved March 6, 1900, and as amended by an act entitled an act to amend and re-enact title 8 of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903—yeas, 57; nays, 3.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Houston, Ivey, Jennings, Kemper, Lunsford, Martin, Massie, Montague, Moore, Moseley, Norris, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, White, John S., Wise, Mr. Speaker—57.

**NAYS**—Messrs. Oliver, Taylor, Webb—3.

No. 132. House bill to amend and re-enact subsections 1 and 2 of section 2070-c of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc.—yeas, 61; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—61.

**NAYS**—Messrs. Oliver, Robertson—2.

No. 141. House bill to regulate the conduct and equipment of hotels, to provide for the inspection thereof, and penalties for violation of the provisions hereof—yeas, 49; nays, 9.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brown, W. N., Buck, Chalkley, Creamer, Evans, Ewing, Fitzhugh, Flanagan, Gregory, Harvey, Houston, Ivey, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Stebbins, Stephenson, H. U., Stratton, Throckmorton, Tiffany, Utz, Watts, Webb, White, Hugh A., Williams, Wise, Mr. Speaker—49.

**NAYS**—Messrs. Browning, Burt, Gilliam, Kemper, Oliver, Spessard, Taylor, Weaver, White, John S.—9.

No. 153. House bill to amend and re-enact an act approved

March 15, 1910, entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties—yeas, 62; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Banks, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Templeton, Terrell, Throckmorton, Tiffany, Utz, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—62.

**NAYS**—Messrs. Taylor, Watts—2.

No. 287. House bill to amend and re-enact sections 6 and 7 of an act entitled An act to provide for a method for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, approved March 4, 1896, and as amended by an act approved March 3, 1898—yeas, 61; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Chalkley, Curtis, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Houston, Ivey, Jennings, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—61.

**NAYS**—None.

No. 179. House bill relative to payment and custody of deposits in two or more names—yeas, 65; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—65.

**NAYS**—None.

No. 187. House bill to amend and re-enact section 8 of an act of

the General Assembly of Virginia, approved February 23, 1906, entitled An act to authorize the sale of lots purchased by the Commonwealth for delinquent taxes and not redeemed within four years or more—yeas, 67; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—67.

**NAYS**—None.

No. 191. House bill to amend and re-enact section 2599 of the Code of Virginia, in regard to the appointment of guardians—yeas, 65; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Curtis, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—65.

**NAYS**—None.

No. 194. House bill to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act approved December 28, 1903, approved March 14, 1908—yeas, 66; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Curtis, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Houston, Harvey, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—66.

**NAYS**—None.

No. 205. House bill to authorize the Auditor of Public Accounts to pay certain claims due the treasurer of Elizabeth City county by

the State which were refused payment on account of certain clerical errors—yeas, 64; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Curtis, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—64.

**NAYS**—None.

No. 206. House bill to require taxes levied upon dogs to be put upon the same tax bill with taxes levied upon personal property, and to give the same remedies for collecting such taxes in certain cases—yeas, 51; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Burt, Chalkley, Creamer, Curtis, Earman, Evans, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Houston, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Stebbins, Stephenson, H. U., Sutphin, Templeton, Throckmorton, Tiffany, Utz, Webb, White, Hugh A., Wise, Wissler, Mr. Speaker—51.

**NAYS**—Mr. Weaver—1.

No. 208. House bill to amend and re-enact section 10, under schedule D, of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 10, 1903, as amended by an act approved February 19, 1904, and as further amended by an act approved January 31, 1908—yeas, 52; nays, 3.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Coleman, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Tiffany, Utz, Watts, Weaver, Williams, Wise, Wissler, Mr. Speaker—52.

**NAYS**—Messrs. Richardson, Chalkley, Templeton—3.

No. 214. House bill to amend and re-enact section 113 of the Code of Virginia, as amended by an act approved January 11, 1904—yeas, 60; nays, 0.



The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Banks, Bargamin, Bowman, Brown, W. N., Browning, Buck, Chalkley, Coleman, Daniel, Creamer, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—60.

**NAYS**—None.

No. 231. House bill to make valid and effective the recordation of deeds of corporations conveying property, real or personal, heretofore or hereafter executed, and heretofore or hereafter recorded in pursuance of resolutions of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by such officers signing the corporate names and affixing and attesting the corporate seals, respectively or jointly, and when such deeds have been or may be recorded upon the certificates of acknowledgment by the president only—yeas, 64; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Brown, W. N., Browning, Buck, Chalkley, Coleman, Daniel, Creamer, Curtis, Earman, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—64.

**NAYS**—None.

No. 232. House bill to make valid and effective deeds of corporations conveying property, real or personal, heretofore or hereafter executed, in pursuance of resolutions of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by the presidents signing the corporate names and the secretaries affixing and attesting the corporate seals, respectively, unless such resolutions expressly direct that each of such acts shall be done by such officers jointly—yeas, 64; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Mose-

ley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—64.

NAYS—None.

No. 238. House bill to amend and re-enact an act approved February 25, 1908, relating to the fees of notaries and justices of the peace, as heretofore amended—yeas, 63; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, Daniel, Creamer, Curtis, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Richardson, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—63.

NAYS—Mr. Rew—1.

No. 239. House bill to regulate the receiving, receipting for and delivery of property transported or to be transported by express companies and the collecting or attempting to collect more than lawful tolls and charges for transporting and delivering the same, and providing a penalty for failure to comply with this act—yeas, 65; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—65.

NAYS—None.

No. 243. House bill to provide the penalty of whipping to any person convicted of cruelty and without justification beating his wife or mother—yeas, 51; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Templeton, Throckmorton, Tiffany, Utz, Weaver, Webb, White, Hugh A., Williams, Wise, Wissler—51.

NAYS—Messrs. Bowman, Coleman, Daniel—2.

No. 245. House bill to define who may be a deputy clerk—yeas, 65; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—65.

NAYS—None.

No. 246. House bill to amend and re-enact section 4052 of the Code of Virginia, in relation to writs of error; where lie; when for accused; when for State—yeas, 66; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—66.

NAYS—None.

No. 249. House bill to amend and re-enact section 1 of an act entitled an act to regulate the practice of veterinary medicine and surgery in the State of Virginia, approved February 27, 1896—yeas, 62; nays, 3.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—62.

NAYS—Messrs. Sutphin, Taylor, Webb—3.

No. 250. House bill to amend and re-enact section 2627 of the Code of Virginia—yeas, 65; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brown, W. N., Browning, Buck, Chalkley, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—65.

**NAYS**—None.

No. 254. House bill to amend and re-enact section 3863 of the Code of Virginia, so as to make the same apply to automobiles, motorcycles and vehicles of like kind—yeas, 65; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harvey, Houston, Ivey, Jennings, Kemper, Kinsey, Lunsford, Martin, Massie, Montague, Moore, Moseley, Mustard, Norris, Oliver, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—65.

**NAYS**—Mr. Flanagan.

Motions severally made to reconsider the votes by which Nos. 263, 34, 65, 78, 79, 94, 108, 115, 125, 132, 141, 153, 287, 179, 187, 191, 194, 205, 206, 208, 214, 231, 232, 238, 239, 243, 245, 246, 249, 250 and 254, House bills, were passed, were rejected.

No. 193. House bill to remove the State tax upon qualifications of Confederate pensioners when such qualifications are had solely to obtain the sum allowed from the State treasury to pay funeral expenses of such pensioner, was, on motion Mr. Houston, dismissed.

On motion of Mr. THROCKMORTON, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*



MONDAY, FEBRUARY 26, 1912.

Prayer by MR. ROBERTSON, member from Lee county.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 24, 1912.*

The Senate has passed House bills entitled an act to authorize the board of supervisors of Rockbridge county and the town of Lexington, or either of them, to contribute such sum as in the judgment of the board of supervisors or the town council, may seem proper for the benefit of the Jackson Memorial Hospital, in the town of Lexington, Virginia, No. 134; and an act to amend and re-enact chapter 14 of Acts 1910, entitled an act in relation to certain property sanitary arrangements to be provided in factories, workshops, mercantile establishments or offices, and imposing penalties for failure to provide such arrangements, approved February 9, 1910, No. 151; and an act fixing the strength of bridges in the county of Franklin, No. 159.

They have passed House bill, with amendments, entitled an act to establish the Pulaski County Confederate Home, No. 101.

And they have passed Senate bills entitled an act to amend and re-enact an act entitled an act to authorize the Superintendent of Public Printing to furnish certain persons with copies of House and Senate bills, advance sheets of House and Senate Journals, Acts of Assembly, etc., to collect fees therefor, and to report collections to the Auditor of Public Accounts, approved March 5, 1908, No. 320; an act providing for the enactment of concurrent legislation regarding the fish and shellfish industry in the Potomac river in consequence of the compact entered into between the States of Maryland and Virginia on 28th day of March, in the year 1785, and to repeal all acts inconsistent with the provisions of this act, No. 382; and an act in relation to the hustings court, part two, of the city of Richmond, No. 397.

In which they request the concurrence of the House of Delegates.

No. 101, House bill, was, on motion, placed on the calendar.

No. 382, Senate bill, was referred to the Committee on Chesapeake and Its Tributaries.

No. 397, Senate bill, was referred to the Committee for Courts of Justice.

No. 320, Senate bill, was referred to the Committee on Printing.

No. 147. Senate bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910, having been considered by the committee in session, was reported from the Committee on Finance, with an amendment in the nature of a substitute.

No. 295. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act for working and keeping in repair the roads of the county of Tazewell, approved February 24, 1888, etc., and further to provide for permanent improvement of the roads of the said county, approved February 29, 1892, as amended and re-enacted by an act approved February 12, 1894, as amended by an act approved January 11, 1900, as amended and re-enacted by an act approved January 27, 1900, and as amended and re-enacted by an act approved December 17, 1901, and as amended and re-enacted by an act approved March 8, 1910, and to provide for the distribution and disbursement of all funds accrued under said act, as amended and re-enacted, which have not been expended for the purposes provided therein, and to provide for maintaining and improving the roads of Tazewell county, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

No. 477. House bill to authorize and empower the board of supervisors of Culpeper county to issue bonds to raise money for the purpose of providing for and erecting and building certain bridges in said county, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

No. 478. House bill to amend and re-enact sections 11, 14 and 15 of an act entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the

Constitution, approved February 19, 1904, and to prescribe penalties, approved March 15, 1910, and to add additional clauses thereto, having been considered by the Committee in session, was reported from the Committee on Finance.

The following were presented and referred under Rule 37 :

To the Committee on Special, Private and Local Legislation :

By MESSRS. BUCK and ROBERTS of Washington: A bill to amend and re-enact sections 13 and 16 of an act approved March 12, 1904, entitled an act to incorporate and provide a charter for the town of Damascus, Virginia.

By MR. THROCKMORTON: A bill to amend and re-enact section 5 of the charter of the town of Highland Park.

By MR. FITZHUGH: A bill to authorize Northampton county to borrow money and issue bonds for a sum not exceeding \$150,000 for the purpose of building public roads in the said county.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time :

No. 147. Senate bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910.

No. 295. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act for working and keeping in repair the roads of the county of Tazewell, approved February 24, 1888, etc., and further to provide for permanent improvement of the roads of the said county, approved February 29, 1892, as amended and re-enacted by an act approved February 12, 1894, as amended by an act approved January 11, 1900, as amended and re-enacted by an act approved January 27, 1900, and as amended and re-enacted by an act approved December 17, 1901, and as amended and re-enacted by an act approved March 8, 1910, and to provide for the distribution and disbursement of all funds accrued under said act, as amended and re-enacted, which have not been expended for the purposes provided

therein, and to provide for maintaining and improving the roads of Tazewell county.

The following House bills were read at length a first time and ordered to be printed :

No. 477. House bill to authorize and empower the board of supervisors of Culpeper county to issue bonds to raise money for the purpose of providing for and erecting and building certain bridges in said county.

No. 478. House bill to amend and re-enact sections 11, 14 and 15 of an act entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties, approved March 15, 1910, and to add additional clauses thereto.

No. 175. House bill in relation to the assessment for local taxation of the rolling stock of railroad corporations, came up.

The question being on concurring in the amendment proposed by the Senate, was put and decided in the negative—yeas, 5; nays, 63.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Cox, Creamer, Gilliam, Harwood, Houston—5.

NAYS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Howerton, Kemper, Lunsford, Martin, Massie, Meetze, Moncure, Moore, Moseley, Mustard, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—63.

MR. WILLIAMS moved to reconsider the vote by which the amendment proposed by the Senate was not concurred in; which was rejected.

Ordered that MR. WILLIAMS inform the Senate that the House had refused to concur in the amendment proposed by the Senate.

A message was received from the Senate, by MR. HOLT, who informed the House that the Senate insists upon its amendment and requests a committee of conference.

MR. WILLIAMS moved that the House concur in the request of the Senate for a committee of conference; which was agreed to.

Ordered that MR. WILLIAMS inform the Senate that the House



had agreed to the request of the Senate for a committee of conference.

THE SPEAKER appointed MESSRS. WILLIAMS THROCKMORTON and WATTS the committee of conference on the part of the House.

The amendments proposed by the Senate to the following House bills were concurred in:

No. 107. House bill to authorize the school board of Jerusalem magisterial district, Southampton county, Virginia, to borrow money for the purpose to pay off school indebtedness in said district, and to issue bonds therefor not exceeding \$12,000 in amount—yeas, 71; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Jennings, Kemper, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Moncure, Moore, Moseley, Mustard, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Wise, Mr. Speaker—71.

NAYS—None.

No. 235. House bill to authorize and empower the boards of supervisors of the counties of Essex and King William to sell and convey unto the Richmond and Chesapeake Bay Railway Company a right of way through the poor farms in the said counties—yeas, 73; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Jennings, Kemper, Kinsey, Land, Lunsford, Martin, Massie, Mustard, Meetze, Moncure, Moore, Moseley, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Wise, Wissler, Mr. Speaker—73.

NAYS—None.

No. 48. House bill to prevent the killing of robins—yeas, 70; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Jennings, Kemper, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Page, Rad-

ford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., Williams, Wise, Mr. Speaker—70.

NAYS—None.

No. 101. House bill to establish the Pulaski County, Confederate Home—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Jennings, Kemper, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Moseley, Mustard, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Willeroy, Wise, Wissler, Mr. Speaker—76.

NAYS—None.

Motions severally made to reconsider the votes by which the amendments proposed by the Senate to Nos. 107, 235, 48 and 101, House bills, were concurred in, were rejected.

The following Senate bills were read at length a third time and passed:

No. 133. Senate bill to amend and re-enact section 3533 of the Code of Virginia—yeas, 60; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Buck, Chalkley, Christian, Clarke, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harvey, Harwood, Houston, Jennings, Kemper, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Moore, Moseley, Mustard, Oliver, Radford, Rakes, Richardson, Roberts, F. B., Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Mr. Speaker—60.

NAYS—None.

No. 85. Senate bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same—yeas, 77; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton,

Gilliam, Grant, Harvey, Howerton, Jennings, Kemper, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—77.

NAYS—None.

No. 141. Senate bill to amend and re-enact an act entitled an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, as further amended by an act entitled an act to amend and re-enact sections 1 and 2 of an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, and to add an independent section and empower the town council of said town to negotiate a loan not to exceed \$5,000, approved March 5, 1896—yeas, 75; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Howerton, Ivey, Jennings, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—75.

NAYS—None.

No. 14. Senate bill to amend and re-enact section 1913 of the Code of Virginia, relative to the standard of cord measure and of agriculture products—yeas, 61; nays, 5.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Daniel, Earman, Evans, Ewing, Flanagan, Fulton, Gilliam, Grant, Harvey, Howerton, Ivey, Kemper, Kinsey, Love, Massie, Milstead, Moncure, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Webb, Willeroy, Williams, Wise, Wissler—61.

NAYS—Messrs. Burt, Stephenson, John W., Taylor, Walton, Weaver—5.

No. 98. Senate bill to amend and re-enact sections 6 and 8 of an

act entitled An act to constitute the town of Warrenton and surrounding territory a separate school district, approved March 14, 1878—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Richardson, Rakes, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—82.

NAYS—None.

No. 97. Senate bill to amend and re-enact section 18 of an act entitled an act to provide for the opening and working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910—yeas, 79; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—79.

NAYS—None.

No. 42. Senate bill regulating policies insuring against accidental bodily injury or disease issued in this State, and the companies issuing the same—yeas, 69; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Land, Lunsford, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Oliver, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Stephenson, John W., Stratton, Sutphin, Tab, Tate, Taylor, Temple-



ton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—69.

NAYS—None.

No. 44. Senate bill to provide a reserve for outstanding liability losses of insurance companies transacting the business of insuring any one against loss or damage resulting from accident to, or injury suffered by, an employee or other person, for which the person is liable—yeas, 74; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Borden, Brewer, Brown, W. N., Browning, Buck, Chalkley, Clarke, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—74.

NAYS—Mr. Hugh A. White—1.

No. 46. Senate bill in relation to proceedings against the liquidation of delinquent insurance corporations—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Kemper, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—78.

NAYS—None.

No. 130. Senate bill to provide that the status of a bank as a State depository shall not be affected by a change of the name or merger of such bank with another bank, or because it shall be converted into a national bank—yeas, 76; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U.,

Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—76.

NAYS—None.

No. 65. Senate bill to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065 3066, 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the time for holding regular terms of the courts in the several circuits, and giving jurisdiction to courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion there or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910, came up.

The amendments proposed by the Committee for Courts of Justice were agreed to.

On motions severally made by MESSRS. STEPHENSON of Bath, BUCK, EWING and WILLIAMS, the bill was severally amended.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 74; nays, 1.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gillingham, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, John S., Williams, Wise, Wissler—74.

NAYS—Mr. Hugh A. White—1.

No. 62. Senate bill to authorize the ascertainment and designation of the boundary line of real estate, came up.

The amendment proposed by the Committee for Courts of Justice was agreed to.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 45; nays, 17.

The vote required by the Constitution was recorded as follows:

**AYES**—Messrs. Adams, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Evans, Fitzhugh, Flanagan, Gilliam, Houston, Ivey, Jennings, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Norris, Old, Oliver, Page, Radford, Roberts, F. B., Rolston, Row, Rutherford, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Terrell, Throckmorton, Tiffany, Utz, Weaver—45.

**NAYS**—Messrs. Anderson, Baker, W. W., Cox, Daniel, Fulton, Harwood, Howerton, Mustard, Rakes, Robertson, Smith, Taylor, Walton, White, Hugh A., Williams, Wise, Wissler—17.

Motions severally made to reconsider the votes by which Nos. 133, 85, 141, 14, 98, 97, 42, 44, 46, 130, 65 and 62, Senate bills, were passed, were rejected.

The hour of 1 o'clock P. M. having arrived,

**No. 290.** House bill for the purchase or lease of limestone and limeshell quarries or mounds and for the grinding of limestone or shell lime by the convicts of the State for agricultural and road purposes, and to provide means therefor, special and continuing order, came up.

**MR. LAND** proposed an amendment in the nature of a substitute.

**MR. THROCKMORTON** severally offered the following amendments to the substitute: Strike out section 1, and in lieu thereof insert, "Be it enacted by the General Assembly of Virginia, That the Governor, Superintendent of the Penitentiary and the Commissioner of Agriculture shall constitute a board of which the Governor shall be chairman, to be known as the convict lime board, for the purpose of carrying into effect the provisions of this act."

Amend section 5 by striking out after the word "machinery," in the fifth line, the rest of that line, and the word "machinery," in the sixth line, and in lieu thereof insert, "ten per cent. for wear and tear of the machinery, the cost of the rock and shells and the upkeep of the machinery."

At the end of section 5 insert "and the said board shall place upon every bag containing its product, and when shipped in carload lots, tags or cards not less than four inches square, to be tacked on outside and inside of car, which shall set out the analysis of its product, and shall in all respects comply with the requirements made upon manufacturers of lime."

In line 5, page 4, section 8, strike out the words "the president of the board of directors of the penitentiary" and insert "the chairman of the board."

In line 4, section 7, page 4, strike out the word "president and insert the word "chairman."

In the title of the bill strike out the words "penitentiary board," in second line, and insert in lieu thereof "Superintendent of the Penitentiary," and in the third line strike out the words "secretary of State Board of Charities and Corrections."

The title of the bill will then read: "To provide for the working of certain long term or desperate convicts by the Superintendent of the Penitentiary, the Governor and the Commissioner of Agriculture, for the manufacture of ground limestone and oyster shells, and incidentally for the disposition of the same and the by-products suitable for road construction, to the citizens of the State"; which were severally agreed to.

MR. TEMPLETON offered the following amendment to the substitute:

Add at the end of section 8 of the substitute, "This amount not to be exceeded nor any deficit created"; which was rejected.

MR. WEAVER moved to severally amend the substitute as follows:

In paragraph 5, page 3, line 4, after the word "for," strike out the word "the" and insert "six per cent."

On page 2, in line 11, after the word "inch," strike out the sentence "unless the purchaser shall specifically contract for a coarser product," and insert in lieu thereof the following: "And that the ground limestone supplied to the citizens of this State under this bill shall contain not less than 95 per cent. of calcium carbonate."

On page 2, in line 11, between the words "the" and "inch," insert the word "square."

In paragraph 4, page 3, at the end of line 11, amend by adding the words "but no material produced under this bill shall be supplied or sold to any railroad, public service corporation or corporation or person operating a furnace company or making concrete in this State."

In paragraph 6, page 3, line 2, after the word "disbursed," insert: "And of all the operating expenses."

On page 3, paragraph 5, line 5, after the word "machinery," insert "and quarry"; which were severally rejected.

MR. WHITE of Rockbridge offered the following amendment to the substitute:

Add at end: "The State shall be liable to any one hurt or the heirs of any one killed by the negligence of any one of the servants, agents or employees during the operations above mentioned, and may bring suit for damages in the circuit court of the city of Richmond, and the liability shall be controlled and governed in the amount of damages by the law in such cases as it applies in cases against natural persons or corporations"; which was rejected.



The substitute, as amended, was agreed to.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 68; nays, 10.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Bowman, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Houston, Harwood, Howerton, Ivey, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, John S., Willeroy, Williams, Wise—68.

**NAYS**—Messrs. Borden, Browning, Cox, Curtis, Kemper, Spessard, Watts, White, Hugh A., Wissler, Mr. Speaker—10.

MR. LUNSFORD stated that he would have voted in the negative, but that he was paired with MR. BAIN.

MR. LAND moved to reconsider the vote by which the bill was passed; which was rejected.

A message was received from the Senate, by MR. WENDENBURG, who informed the House that the Senate had passed Senate bill entitled an act concerning coal mines and safety of employees, creating a department and inspector of mines under the Bureau of Labor and Industrial Statistics, No. 111.

In which they request the concurrence of the House.

THE SPEAKER laid the bill before the House.

The bill was referred to the Committee on Agriculture and Mining.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 o'clock P. M.

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### AFTERNOON SESSION.

The hour of 3:30 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

The following House bills were read at length a third time and passed:

No. 255. House bill to prevent the sale or giving of cigarettes, cigarette paper, cheroots or cigars to persons under eighteen years of age, or giving cigarette paper with the sale of tobacco, and providing punishment for violation of the same—yeas, 58; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bell, Brewer, Buck, Burt, Chalkley, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Ivey, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Robertson, Rolston, Row, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—58.

**NAYS**—Mr. Spessard—1.

No. 261. House bill to amend and re-enact an act of the General Assembly of Virginia, entitled an act to punish the destruction in whole or in part of certain property by use of dynamite, nitro-glycerine or other explosive substances, approved February 7, 1890—yeas, 70; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Buck, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Robertson, Rolston, Row, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—70.

**NAYS**—None.

No. 274. House bill to require the State Board of Education to ascertain and report the amount paid by patrons of public schools for adopted school books—yeas, 73; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Gregory, Harvey, Ivey, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—73.

**NAYS**—None.

No. 278. House bill to prevent the spread of blight to chestnut tress in this State, and to appropriate money therefor—yeas, 57; nays, 14.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Bowman, Brewer,

Brown, W. N., Buck, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Grant, Houston, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Stebbins, Stratton, Templeton, Throckmorton, Utz, White, Hugh A., Willeroy—57.

NAYS—Messrs. Burt, Fulton, Gilliam, Harvey, Rutherford, Spessard, Stephenson, John W., Taylor, Terrell, Tiffany, Walton, Weaver, Webb, White, John S.—14.

No. 281. House bill to amend and re-enact section 1573, Code of Virginia of 1904, providing for the officers of the institute to be part of the militia, and commissioned—yeas, 68; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bell, Bowman, Buck, Chalkley, Coleman, C. R., Cox, Christian, Creamer, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—68.

NAYS—None.

No. 288. House bill to amend and re-enact section 614 of the Code of Virginia, as amended by an act approved March 10, 1910, entitled an act to amend and re-enact section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904—yeas, 73; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, Thos., Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Daniel, Evans, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—73.

NAYS—None.

No. 289. House bill to amend and re-enact section 613 of the Code of Virginia, as amended by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, approved March 15, 1904—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—79.

**NAYS**—None.

No. 291. House bill to amend and re-enact an act entitled An act to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture in said county, approved March 17, 1900—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Daniel, Earman, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

**NAYS**—None.

No. 303. House bill to require a special grand jury at a regular or special term of the circuit or corporation court of each county and city in the State, to inquire into the assessment of property by the State, counties and cities, and to correct any erroneous assessments, so that the same may be assessed according to the Constitution and laws of this State—yeas, 67; nays, 7.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Banks, Bell, Borden, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Page, Radford, Rakes, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy—67.

**NAYS**—Messrs. Baker, W. W., Brewer, Oliver, Roberts, John, Stratton, Taylor, Wissler—7.



No. 304. House bill to provide for the working of roads in Norfolk county—yeas, 82; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 307. House bill to amend and re-enact section 3102 of the Code of Virginia, relative to the duties of the reporter of the Supreme Court of Appeals of Virginia—yeas, 81; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massey, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—Messrs. Throckmorton, White, Hugh A.—2.

No. 308. House bill to amend and re-enact section 3937 of the Code of Virginia, 1887, providing when a person sentenced to confinement in county jail may be compelled to work on public roads—yeas, 78; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—78.

NAYS—Mr. Chalkley—1.

No. 312. House bill to amend and re-enact an act entitled an act

to protect the title of a bona fide purchaser of real estate for value from the heir at law of a decedent against a devisee of the said real estate without notice to such purchaser, approved February 2, 1892—yeas, 71; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—71.

**NAYS**—Messrs. Gilliam, Smith—2.

No. 313. House bill to amend and re-enact section 2065 of the Code of Virginia, in reference to the direction and return of an attachment, as amended by acts approved January 30, 1894, February 27, 1894, and December 10, 1903, by adding a provision requiring the payment within thirty days, under the penalty of dismissal, of the proper writ tax in case of an attachment for an amount exceeding \$20 returned to a circuit or city court—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

**NAYS**—None.

No 314. House bill to amend and re-enact section 4025 of the Code of Virginia, as heretofore amended—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler—79.

**NAYS**—None.

No. 315. House bill to amend and re-enact section 3 of an act entitled an act to establish the law and equity court of the city of Richmond, and to define its jurisdiction and relation to the other courts of said city, approved February 12, 1894—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler—84.

NAYS—None.

No. 316. House bill concerning the transfer of shares of stock in corporations—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Earman, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—81.

NAYS—None.

No. 317. House bill amending section 2678 of Code, in relation to the exhibit of the accounts of fiduciaries for settlement—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—84.

NAYS—None.

No. 318. House bill amending section 2674 of Code, in relation to the return of accounts of sales by fiduciaries—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—83.

**NAYS**—None.

No. 321. House bill to allow boards of supervisors in counties to employ a competent accountant when they deem it necessary in the settlement of any accounts—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—83.

**NAYS**—None.

No. 322. House bill to amend and re-enact section 38 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1900, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906—yeas, 75; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Bowman,



Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—75.

NAYS—None.

No. 323. House bill to amend and re-enact section 6, chapter 240, of an act approved March 12, 1908, to incorporate the town of Branchville, Southampton county, Virginia—yeas, 78; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Gregory, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—78.

NAYS—None.

No. 325. House bill to authorize the board of supervisors of Isle of Wight county to appropriate money for the erection of a wharf on Chuckatuck creek—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—81.

NAYS—None.

No. 326. House bill to provide for an election by the qualified voters of Red Bank magisterial district, in which is the town of Virgilina, in Halifax county, Virginia, to determine whether or not intoxicating liquors shall be manufactured or sold in any manner within the bounds of said district; to define the result of such election, and if the result of said election is against the sale of liquor, to abolish the

dispensary in said district, or if the result be in favor of the sale of liquor, to preserve the present law therein, and to provide for biennial elections in said district on said question—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise—78.

**NAYS**—None.

No. 328. House bill to authorize and empower the board of supervisors of Accomac county to levy a tax for the support and maintenance of a public library—yeas, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—82.

**NAYS**—None.

No. 329. House bill to amend and re-enact an act entitled An act to establish a public free school on the grounds of the Prison Association of Virginia, at Laurel, Henrico county, and to make an appropriation for erection and equipment of the schoolhouse, and to provide for the conduct and maintenance of the same, approved March 16, 1908—yeas, 76; nays, 5.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Norris, Old, Oliver, Page, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise—76.

**NAYS**—Messrs. Kemper, Mustard, Rakes, Taylor, Wissler—5.

No. 332. House bill to provide a uniform ending and beginning of the fiscal year in Virginia—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—82.

NAYS—None.

No. 339. House bill to validate and hold firm and binding the receipt, recordation and verification of deeds, orders of probate, fiduciary accounts and other papers and writings received into the clerks' offices of the courts of this Commonwealth by the clerks thereof and transcribed upon the record books in said offices, though the receipt, recordation and verification certificates attached thereto have not received the attesting signatures of the said clerks, and to provide for the attesting and verification of the same—yeas, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—82.

NAYS—None.

No. 341. House bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by act approved March 14, 1908, and to repeal the following sections of the Code of Virginia and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by

non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved May 16, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, approved March 14, 1910—yeas, 77; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—77.

**NAYS**—Mr. Curtis—1.

No. 342. House bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—82.

**NAYS**—None.

No. 343. House bill to amend and re-enact an act entitled An act to authorize the Washington and Leesburg Turnpike Company, a



corporation incorporated under the laws of Virginia, to take possession of certain turnpikes abandoned as such and now used as county roads in the counties of Loudoun, Fairfax and Alexandria, and also to take possession of a portion of a county road in Fairfax county and to improve said abandoned turnpikes or county roads and said portion of a county road and convert the same into a modern and high class turnpike for the public convenience, whereon toll may be charged to pay for the construction, operation and maintenance of the same, approved January 31, 1910—yeas, 81; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—81.

**NAYS**—None.

No. 349. House bill to provide for payment to the assessors of real estate for the city of Roanoke for work done by them in consequence of the death of one of said assessors—yeas, 81; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—81.

**NAYS**—None.

No. 353. House bill to amend and re-enact section 484 of the Code of Virginia, 1904, to authorize commissioners of the revenue to reduce the assessment of buildings when injured or destroyed, and to reduce the assessment of timber lands when the same is decreased in value by the removal of timber therefrom—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian,

Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—83.

NAYS—None.

No. 354. House bill to amend and re-enact section 139 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—82.

NAYS—None.

No. 363. House bill to fix and define the evidential effect of a seal affixed to writings—yeas, 74; nays, 3.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, James M., Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Norris, Old, Oliver, Page, Radford, Rakes, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Williams, Wise—74.

NAYS—Messrs. Mustard, Richardson, Smith—3.

No. 364. House bill to prevent the oppression or intimidation of persons held in custody, or under arrest, to define offenses under this act, and to provide punishment for persons violating this act—yeas, 74; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Creamer,

Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Norris, Old, Oliver, Page, Radford, Rakes, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—74.

NAYS—None.

No. 366. House bill for the protection of fish in the Meherrin river—yeas, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—82.

NAYS—None.

No. 367. House bill to amend and re-enact section 448 of the Code of Virginia, as amended by an act approved February 9, 1910, entitled an act to amend and re-enact section 448 of the Code of Virginia, as amended—yeas, 72; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—72.

NAYS—None.

No. 368. House bill to make the unauthorized use of automobiles or motor vehicles a misdemeanor—yeas, 74; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Curtis, Daniel, Evans, Ewing, Fitzhugh, Grant, Howerton, Ivey, Jennings, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes,

Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—74.

NAYS—None.

No. 380. House bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to establish a general fund for the permanent improvement of roads and bridges of Dinwiddie county, to create a road board for Dinwiddie county, and describe his powers and duties, and to provide for the appointment of a county superintendent of roads, and to regulate his duties, approved March 8, 1904, as amended and re-enacted by an act approved March 15, 1906, approved March 12, 1908, as amended and approved March 10, 1910—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milsted, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

No. 71. House bill to amend and re-enact an act entitled an act to regulate the hours of labor in factories and manufacturing establishments where females and children under fourteen years of age are employed as operatives, approved March 4, 1890, so as to embrace workshops, laundries and mercantile establishments—yeas, 69; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Grant, Ivey, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—69.

NAYS—Messrs. Gilliam, Wissler—2.

No. 391. House bill to authorize and empower the present clerk of Goochland county to copy and transmit to the treasurer of said



county lists of lands delinquent for taxes for certain years which the previous clerk of said county failed to transmit to the treasurer of said county as required by law, and to authorize the treasurer of said county to make sale of such lands, and to authorize the judge of the circuit court of said county to allow said clerk of the circuit court of Goochland county suitable compensation for making lists aforesaid—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—78.

**NAYS**—None.

No. 447. House bill to amend and re-enact section 7 of chapter 8 of the charter of the city of Lynchburg, providing for the creation and investment of a sinking fund by the said city, as amended by an act of April 2, 1902—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

**NAYS**—None.

No. 451. House bill to amend and re-enact an act entitled an act to assign offices to the several departments and officers of the State government in the several public buildings owned by the State, approved March 14, 1906—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Mustard, Norris, Old,

Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

No. 398. House bill to prohibit the taking or removing fish, except such as are exempted, from the water courses of the county of Augusta—yeas, 80; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

No. 400. House bill to repeal an act to protect fish in the Blackwater river, within the county of Isle of Wight, approved March 16, 1910—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 405. House bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel,

Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 406. House bill to amend and re-enact section 34 of an act of the General Assembly of Virginia, approved March 12, 1908, entitled An act to amend and re-enact sections 27, 34, 36, 41, 45, 46 and 47 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 5, 1901, and March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, and approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, and add an independent section thereto, to be known as section 33-a—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 407. House bill to provide for the pension, maintenance and support of disabled firemen's associations in cities having a population of one hundred thousand and over—yeas, 81; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitz-

hugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moore, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 408. House bill to amend and re-enact an act entitled An act to change the name of the town of East Big Stone Gap, in Wise county, to East Stone Gap, and to amend and re-enact an act approved March 5, 1890, entitled an act to incorporate the town of East Big Stone Gap, in Wise county, Virginia, approved March 8, 1894—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 409. House bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

No. 410. House bill to authorize and empower the board of supervisors of the county of Montgomery, in their discretion, to contribute and expend annually, out of the general county levy of said



county, a sum of money for the purpose of promoting agriculture and stock raising in said county—yeas, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

**NAYS**—None.

**No. 412.** House bill to authorize the cities of Newport News and Hampton and the counties of Warwick and Elizabeth City to appropriate money and to issue bonds for drainage of any lands lying in the counties of Warwick or Elizabeth City—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

**NAYS**—None.

**No. 413.** House bill to amend and re-enact section 14 of an act entitled an act to incorporate the town of La Crosse, Mecklenburg county, Virginia, which took effect February 15, 1901—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

**NAYS**—None.

No. 414. House bill to prohibit the sale of cider and other drinks containing over one-half of one per cent. alcohol within one mile of Elon Baptist Church, in the town of Pamplin City, Appomattox county—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thomas, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 415. House bill to authorize the board of supervisors of the county of Madison, Virginia, to expend money for the construction, maintenance and improvement of the roads of said county—yeas, 84; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 416. House bill to amend section 37 of an act approved January 11, 1898, entitled an act to amend and re-enact the charter of the town of Culpeper, Virginia, as further amended by an act approved March 3, 1906—yeas, 81; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton,

Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 418. House bill to prescribe a fence law for Fork magisterial district, of Warren county—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 419. House bill to allow the council of the town of Rocky Mount, Virginia, to appropriate from the town revenues a sum not exceeding \$6,000, to be used in the construction of a high school building in said town—yeas, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 421. House bill to amend and re-enact section 18 of the charter of the town of Manassas, Virginia—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany,

Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Willeroy, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 422. House bill to amend and re-enact section 5 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 24, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 255, 261, 274, 278, 281, 288, 289, 291, 303, 304, 307, 308, 312, 313, 314, 315, 316, 317, 318, 321, 322, 323, 325, 326, 328, 329, 332, 339, 341, 342, 343, 349, 353, 354, 363, 364, 366, 367, 368, 380, 371, 391, 447, 451, 398, 400, 405, 406, 407, 408, 409, 410, 412, 413, 414, 415, 416, 418, 419, 421, 422, House bills, were passed, were rejected.

MR. ADAMS entered a motion to reconsider the vote by which

No. 265. House bill to amend sections 24 and 25 of an act entitled An act to provide the establishment, proper construction and permanent improvement of the public roads and landings, for building and keeping in good order and repair of all public roads, bridges, causeways and wharves in the several counties of this State, and to repeal chapter 43 of the Code of Virginia, approved March 12, 1904, was ordered to be engrossed.



No. 285. House bill to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia, was, on motion of Mr. ADAMS, dismissed.

On motion of Mr. STEPHENSON of Bath, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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TUESDAY, FEBRUARY 27, 1912.

Prayer by Rev. J. J. Scherer, First Evangelical Lutheran Church.

On motion of Mr. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 26, 1912.*

The Senate has passed House bill, with amendments, entitled an act to prevent deception in the sale of ice cream and to establish standards for the same, defining condensed milk and providing for its sale, No. 369.

They have passed Senate bills entitled an act to provide for designation by cities and towns of segregation districts for residence of white and colored persons; for the adoption of this act by such cities and towns, and for penalties for the violation of its terms, No. 212; an act to provide for the examination and testing of dairy cattle for controlling tuberculosis, and to appropriate money for expenses thereof, No. 158; an act to provide how further proceedings are to be had on the judgment of a justice of the peace, or of the mayor of a corporation, from which an appeal has been allowed when the appeal is dismissed, No. 219; an act to amend and re-enact section 1527 of chapter 67 of the Code of Virginia, as amended by an act of the General Assembly, entitled An act to amend and re-enact chapter 67 of the Code of Virginia, in relation to public free schools in cities and towns, constituting separate school districts, so as to provide that certain officers shall not be eligible to more than one office, No. 205; an act to require cities and towns in the State, institutions of learning, and eleemosynary and other institutions to deposit two copies of each

of their publications in the Virginia State Library, No. 278; an act to empower the State Library Board to exchange or sell duplicates in the Virginia State Library, No. 279; an act to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools of counties and to the Literary Fund, approved December 28, 1903, as also amended and re-enacted by an act entitled An act to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as heretofore amended, in relation to persons who shall be admitted to public schools, approved March 16, 1908, in relation to persons admitted to public schools, No. 229; an act for the relief of the ferries company, No. 299; an act to amend and re-enact section 4052 of the Code of Virginia, in relation to writs of error; where lie, when for accused, when for State, No. 244; an act to submit to the qualified voters of the town of Warrenton, in the county of Fauquier, at a special election to be held therefor, when the town council so directs, the question of the establishment of a dispensary for the sale of intoxicating liquors in the town of Warrenton, and in the event of a majority of those voting at said election for said dispensary, then further to provide for the establishment and conduct of the same, and to prohibit thereafter, within said town, or within one mile of its limits, the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations except as provided herein, No. 303; an act to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1887, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910, No. 308; an act to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, No. 373; an act to pro-

vide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia, No. 379; an act to authorize the trustees of Clinton Grange, No. 220, an order of farmers in the county of Cumberland, to make sale of the property held by them and divide the proceeds among the members of said order, No. 392; and an act to prevent the hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decision on technical points without regard to the merits, and to simplify procedure in that court, in regard to bills of exceptions, No. 359.

In which they request the concurrence of the House of Delegates.

No. 369. House bill, was, on motion of MR. OLIVER, placed on the calendar.

No. 299, Senate bill, was referred to the Committee on Finance.

No. 229, Senate bill, was referred to the Committee on Schools and Colleges.

No. 308, Senate bill, was referred to the Committee on Roads and Internal Navigation.

No. 158, Senate bill, was referred to the Committee on Agriculture and Mining.

Nos. 392 and 205, Senate bills, were referred to the Committee on General Laws.

Nos. 219, 244 and 359, Senate bills, were referred to the Committee for Courts of Justice.

Nos. 278 and 279, Senate bills, were referred to the Committee on Library.

Nos. 212, 303, 373 and 379, Senate bills, were referred to the Committee on Counties, Cities and Towns.

No. 111. Senate bill concerning coal mines and safety of employees, creating a department and inspector of mines under the Bureau of Labor and Industrial Statistics, having been considered by the committee in session, was reported from the Committee on Agriculture and Mining.

No. 189. Senate bill to regulate the taking of fish from streams west of the Blue Ridge mountains, having been considered by the committee in session, was reported from the Committee on General Laws.

No. 397. Senate bill in relation to the hustings court, part two, of the city of Richmond, having been considered by the committee in session, was reported from the Committee for Courts of Justice.

No. 319. Senate bill to amend and re-enact section 3 of an act to incorporate the town of Elba, Pittsylvania county, approved February 2, 1901, as amended by an act approved February 16, 1901, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

No. 28. Senate bill to regulate insurance of public buildings and other State property in Virginia, heretofore committed to the Committee on Public Property, having been considered by the committee in session, was reported back with an amendment.

No. 479. House bill to grant permission to the rector and visitors of the University of Virginia to have a bronze statue cast of Houdon's statue of Washington in the rotunda of the capitol, having been considered by the committee in session, was reported from the Committee on Public Property.

The following House bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 480. House bill to amend and re-enact section 4031 of the Code of Virginia.

No. 481. House bill requiring attorneys at law or agents retained or employed for compensation by any person, firm, corporation or association to aid in or oppose the enactment of a bill or bills or resolution to file with the Secretary of the Commonwealth a statement in writing signed by such attorney at law or agent stating the name of the person, firm, corporation or association by whom or in whose behalf he is employed and for what purpose employed, requiring itemized statements of his expenditures to be filed; prohibiting attorneys and agents employed from going on the floor of the legislature while the same is in session, or privately speaking to any member concerning legislation then pending, and providing penalties for the violation of the acts prohibited.

The following bills, having been considered by the committee in session, were reported from the Committee on Privileges and Elections:

No. 482. House bill to make it a misdemeanor to lend, advance or furnish money knowing that the same is to be used for the payment of the poll tax of another person, and to provide punishment therefor, with a recommendation that it do not pass.

No. 483. House bill to amend and re-enact an act approved March 10, 1904, as amended and re-enacted by an act approved March 3, 1908, entitled an act to provide for lists of all persons who have paid their State poll taxes and for posting the same, and for providing compensation therefor.

No. 484. House bill to amend and re-enact section 64 of the Code of Virginia, as amended and re-enacted by an act approved December 8, 1903.

No. 485. House bill to validate a certain bond issue had in the town of Virginia Beach, authorized by an election held November 20,



1906, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 5 of the charter of the town of Highland Park, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize Northampton county to borrow money and issue bonds for a sum not exceeding \$150,000 for the purpose of building roads in said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact sections 13 and 16 of an act approved March 12, 1904, entitled an act to incorporate and provide a charter for the town of Damascus, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

THE SPEAKER laid before the House the following communication:

RICHMOND, VA., *February 26, 1912.*

MR. JOHN W. WILLIAMS,

*Clerk of House of Delegates.*

DEAR SIR:

November 20th Col. William H. Stewart, attorney at law, Portsmouth, Va., Past Grand Commander Confederate Veterans of Virginia, addressed me a letter in which he said:

"Wishing to attract the attention of the members of the legislature to

our Confederate Veterans, put a copy of my story of Virginia on the desk of each member. The beautiful pictures must appeal to their patriotism and attract attention to the men who have made our State the greatest."

Col. Stewart, who was once a member of the General Assembly of Virginia, died February 9, 1912, full of honor and with a glorious record as a Confederate soldier.

According to the request of my friend and comrade, I desire you to see that a copy be given to each member of your body.

Yours very truly and sincerely,

JOS. V. BIDGOOD, *Secretary*.

MESSRS. MILSTEAD and JENNINGS offered the following resolution:

In the matter of the presentation to the members of the House of Delegates of the beautiful pamphlet, entitled "Virginia, 1607-1907," in pursuance of the wishes and request of the late Colonel William H. Stewart, of Portsmouth, be it resolved,

1. That the House of Delegates of Virginia express its grateful acknowledgment of the presentation to its members of the beautiful memento, "Virginia, 1607-1907," in pursuance of the wishes and request of the late lamented Colonel William H. Stewart, of Portsmouth.

2. That the Clerk of the House of Delegates be requested to transmit to the family of Colonel Stewart a copy of this resolution in token of appreciation of his friendship and as an expression of sympathy to those bereaved by his demise; which was agreed to.

MR. MILSTEAD offered the following resolution:

Be it resolved by the House of Delegates (the Senate concurring), That our representatives in Congress be, and they are hereby, requested to give all aid and support to measures looking to the increase of our merchant marine, and the appropriation by this Congress of an amount of money sufficient for the construction of two battle-ships; which was agreed to.

Ordered that MR. MILSTEAD carry the resolution to the Senate and request their concurrence.

MR. BELL offered the following joint resolution:

Whereas good roads are a matter of necessity for the general convenience and prosperity of any people, and the Constitution of the United States expressly giving the national Congress the right to both construct and maintain post roads; therefore, be it

Resolved by the House of Delegates of Virginia (the Senate concurring), That it hereby respectfully memorializes the Congress of the United States, at its next session, to extend national money aid to the several States of the Union for the purpose of aiding the said States in the building and maintaining of good roads, either through the bill as introduced in Congress by Senator Claude A. Swanson, of Virginia, or by some other measure involving a like purpose.

Resolved, second, That the representatives from Virginia in the national Congress, both of Senate and House, are hereby respectfully requested to support some such measure for the above purpose; which was agreed to.

Ordered that MR. BELL carry the resolution to the Senate and request their concurrence.

MR. BREWER offered the following resolution:

Resolved, That the Superintendent of Buildings and Grounds be, and is hereby, instructed to have sanitary drinking cups placed in the assembly hall of the House of Delegates prior to the 1914 session; which was agreed to.

The following were presented and referred under Rule 37:

To the Committee on Special, Private and Local Legislation:

By MR. FLANAGAN: A bill to amend and re-enact section 2 of an act entitled an act to provide for working and keeping in repair the public roads and bridges and to regulate the manner of opening new roads in the county of Montgomery, as heretofore amended.

By MR. STEPHENSON of James City: A bill to authorize J. F. Smith, of York county, Virginia, to erect a wharf on Cheesman's creek.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 111. Senate bill concerning coal mines and safety of employees, creating a department and inspector of mines, under the Bureau of Labor and Industrial Statistics.

No. 189. Senate bill to regulate the taking of fish from streams west of the Blue Ridge mountains.

No. 397. Senate bill in relation to the hustings court, part two, of the city of Richmond.

No. 319. Senate bill to amend and re-enact section 3 of an act to incorporate the town of Elba, Pittsylvania county, approved February 2, 1901, as amended by an act approved February 16, 1901.

The following House bills were read at length a first time and ordered to be printed:

No. 479. House bill to grant permission to the rector and visitors of the University of Virginia to have a bronze statue cast of Houdon's statue of Washington, in the rotunda of the capitol.

No. 480. House bill to amend and re-enact section 4031 of the Code of Virginia.

No. 481. House bill requiring attorneys at law or agents re-

tained or employed for compensation by any person, firm, corporation or association to aid in or oppose the enactment of a bill or bills or resolution to file with the Secretary of the Commonwealth a statement in writing signed by such attorney at law or agent stating the name of the person, firm, corporation or association by whom or in whose behalf he is employed and for what purpose employed, requiring itemized statements of his expenditures to be filed; prohibiting attorneys and agents employed from going on the floor of the legislature while the same is in session, or privately speaking to any member concerning legislation then pending, and providing penalties for the violation of the acts prohibited.

No. 482. House bill to make it a misdemeanor to lend, advance or furnish money knowing that the same is to be used for the payment of the poll tax of another person, and to provide punishment therefor.

No. 483. House bill to amend and re-enact an act approved March 10, 1904, as amended and re-enacted by an act approved March 3, 1908, entitled an act to provide for lists of all persons who have paid their State poll taxes and for posting the same, and for providing compensation therefor.

No. 484. House bill to amend and re-enact section 64 of the Code of Virginia, as amended and re-enacted by an act approved December 8, 1903.

No. 485. House bill to validate a certain bond issue had in the town of Virginia, Beach, authorized by an election held November 20, 1906.

No. 335. House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 17, 1910, entitled An act to constitute a United Agricultural Board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture and the State Board of Education, in co-operation with the United States Department of Agriculture for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties, having been printed, was, on motion of MR. STRATTON, taken up out of its order on the calendar.

MR. STRATTON moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 64; nays, 4.

The vote required by the Constitution was recorded as follows:‘

YEAS—Messrs. Anderson, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer,



Daniel, Evans, Earman, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Ivey, Jennings, Kent, Kinsey, Land, Lunsford, Martin, Massie, Mcetze, Milstead, Moncure, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Radford, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Throckmorton, Utz, Walton, Watts, Webb, White, John S., Williams, Wissler—64.

NAYS—Messrs. Kemper, Spessard, Sutphin, Taylor—4.

The bill was ordered to be engrossed.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 76; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, John S., Willeroy, Williams, Wissler, Mr. Speaker—76.

NAYS—Messrs. Kemper, Spessard—2.

MR. STRATTON moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. STRATTON carry the bill to the Senate and request their concurrence.

The motion entered by MR. STEBBINS to reconsider the vote by which

No. 331. House bill fixing the salaries of judges of the Supreme Court of Appeals of Virginia, whose terms of office commence on or after the first day of February, 1913, was ordered to be engrossed, was rejected.

The bill was read at length a third time and rejected—yeas, 48; nays, 24.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bell, Bowman, Brewer, Brown, W. N., Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Gilliam, Harwood, Kent, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Moore, Norris, Old, Oliver, Page, Parker, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Stebbins, Stephenson, John W., Stratton, Tate, Throckmorton, Utz, Watts, Weaver, White, Hugh A., White, John S., Mr. Speaker—48.

NAYS—Messrs. Anderson, Borden, Burt, Flanagan, Fulton, Grant, Kemper, Kinsey, Moseley, Mustard, Radford, Rakes, Smith, Spessard, Stephenson, H. U., Tabb, Taylor, Templeton, Tiffany, Walton, Webb, Williams, Wise, Wissler—24.

MR. STEPHENSON of James City moved to reconsider the vote by which the bill was rejected.

MR. BOWMAN moved to pass by the motion to reconsider; which was agreed to.

No. 324. House bill to prohibit the selling of cider, except such as is made from the pure juice of the apple, and all imitations or adulterations of the same, and penalties for violations of same, was ordered to be engrossed, was agreed to.

MR. TEMPLETON offered an amendment in the nature of a substitute; which was agreed to.

The bill, as amended, was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 70; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Bowman, Brewer, Browning, Buck, Burt, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, White, John S., Williams, Wise, Wissler, Mr. Speaker—70.

NAYS—Mr. Hugh A. White—1.

The motion entered by MR. ADAMS to reconsider the vote by which

No. 265. House bill to amend sections 24 and 25 of an act entitled An act to provide the establishment, proper construction and permanent improvement of the public roads and landings, for building and keeping in good order and repair all public roads, bridges, causeways and wharves in the several counties of this State, and to repeal chapter 43 of the Code of Virginia, approved March 12, 1904, was ordered to be engrossed, was rejected.

The bill was read at length a third time and passed—yeas, 74; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, John S., Williams, Wise, Wissler, Mr. Speaker—74.

NAYS—Mr. Kemper—1.

Motions severally made to reconsider the vote by which Nos. 324 and 265, House bills, were passed, were rejected.

No. 369. House bill to prevent deception in the sale of ice cream and to establish standards for the same, defining condensed milk and providing for its sale, came up.

The amendment proposed by the Senate was agreed to—yeas, 77; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Bowman, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—77.

NAYS—None.

MR. OLIVER moved to reconsider the vote by which the House agreed to the amendment proposed by the Senate; which was rejected.

The following Senate bills were read at length a third time and passed:

No. 63. Senate bill to authorize the ascertainment of taxes due upon real estate—yeas, 66; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Christian, Cox, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kent, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler—66.

NAYS—None.

No. 122. Senate bill to amend and re-enact section 3737 of the Code of Virginia, in relation to "forgery, uttering, etc., and how punished"—yeas, 77; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Christian, Clarke, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Ivey, Jennings, Kemper, Kent, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris,

Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Wise, Wissler—77.

NAYS—None.

No. 119. Senate bill to amend and re-enact section 3704 of the Code of Virginia of 1887—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Rakes, Richardson, Roberts F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler—82.

NAYS—None.

No. 32. Senate bill to prohibit the use of the name, photograph or likeness of any deceased officer of the Confederate army or navy as the name, brand or trademark or trade name for any intoxicating liquor or beverage, and providing a penalty for violation—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Wise, Wissler, Mr. Speaker—80.

NAYS—None.

No. 41. Senate bill to prohibit any person or persons, without authority, from hypnotizing or mesmerizing or attempting to hypnotize or mesmerize any person or persons, and to prohibit any person or persons from consenting to be hypnotized or mesmerized, or attempting to be hypnotized or mesmerized—yeas, 63; nays, 17.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Brewer, Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant,



Jordan, Kemper, Kinsey, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Page, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Wise, Wissler. Mr. Speaker—63.

NAYS—Messrs. Banks, Clarke, Curtis, Gilliam, Harwood, Jennings, Land, Love, Norris, Old, Oliver, Parker, Radford, Rutherford, Spessard, Terrell, Watts—17.

No. 178. Senate bill to amend section 3 of an act approved March 3, 1892, entitled An act making annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed, came up.

The amendments proposed by the Committee on Finance were agreed to.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 77; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Ivey, Kent, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler. Mr. Speaker—77.

NAYS—None.

No. 179. Senate bill to facilitate the development of the resources of the State by providing ways of ingress and egress for mining, manufacturing and timber cutting, and to authorize proper passways, tram roads, haul roads and other means of transportation over the lands of another or others, came up.

The amendment proposed by the Committee for Courts of Justice was agreed to.

On motions severally made by MESSRS. LUNSFORD and KEMPER, the bill was severally amended.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 64; nays, 18.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Brewer, Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Jordan, Kent, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Moseley, Mustard, Norris, Old, Page, Parker, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Watts, Webb, White, John S., Williams, Wise—64.

**NAYS**—Messrs. Bowman, Burt, Cox, Gilliam, Harwood, Kemper, Milstead, Moore, Oliver, Radford, Smith, Stephenson, John W., Throckmorton, Walton, Weaver, White, Hugh A., Wissler, Mr. Speaker—18.

Motions severally made to reconsider the votes by which Nos. 63, 122, 119, 32, 41, 178 and 179, Senate bills, were passed, were rejected.

No. 20. Senate bill to require a course of instruction to be given in civic training in all public high schools and all higher institutions of learning supported by the State, came up.

MR. SMITH moved to amend the bill as follows:

In line 4, strike out "instruction" and insert "lectures"; which was rejected.

MR. EVANS moved to amend line 4, after the word "training," add the words, "as a substitute for some one of the courses now taught"; which was rejected.

The bill was read at length a third time and rejected—yeas, 23; nays, 55.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Bell, Borden, Chalkley, Coleman, C. R., Earman, Evans, Jennings, Kinsey, Meetze, Milstead, Montague, Moore, Moseley, Old, Oliver, Page, Richardson, Robertson, Rutherford, Stephenson, H. U., Sutphin, Watts, Williams—23.

**NAYS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Bowman, Brewer, Browning, Buck, Burt, Christian, Clarke, Cox, Creamer, Daniel, Fulton, Gilliam, Grant, Harvey, Ivey, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Mustard, Norris, Rakes, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., Wise, Wissler, Mr. Speaker—55.

MR. BYRD moved to reconsider the vote by which the bill was rejected; which was rejected.

The hour of 1 o'clock P. M. having arrived,

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State Accountant and

defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, special and continuing order, came up, pending the consideration of which the hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 o'clock P. M.

### AFTERNOON SESSION.

The hour of 3:30 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

The following House bills were read at length a third time and passed:

No. 427. House bill to authorize the board of supervisors of Rockingham county, in the State of Virginia, to establish toll gates for the purpose of maintaining the macadam roads in said county—yeas, 68; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Bain, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Jennings, Jordan, Kemper, Kinsey, Land, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, John S., Williams, Wise, Wissler, Mr. Speaker—68.

NAYS—None.

No. 428. House bill to amend and re-enact section 2, chapter 230, of an act entitled An act to provide for the establishing, altering and building the public roads and bridges in the county of Shenandoah, and for working and keeping the same in repair, approved February 8, 1898—yeas, 79; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton,

Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—79.

NAYS—None.

No. 431. House bill to repeal an act approved March 2, 1910, to authorize the district school board of Grafton school district, of York county, to borrow \$4,000 and to issue bonds therefor for a new high school building—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

No. 432. House bill to authorize the school board of Grafton magisterial district, of York county, to borrow a sum not exceeding \$2,500, and to issue bonds therefor—yeas, 82; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 434. House bill to authorize the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$150,000 of "gravity water bonds," and to authorize the issuance by said city of not more than \$150,000 of said bonds, if a majority of those voting vote in favor of such issuance—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jen-



nings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—83.

NAYS—None.

No. 435. House bill authorizing the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$25,000 of town run improvement bonds and to authorize the issuance by said city of not more than \$25,000 of said bonds, if a majority of those voting shall vote in favor of such issuance—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

AYES—Messrs. Anderson, Bain, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 441. House bill in relation to the hustings court of the city of Richmond—yeas, 90; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

No. 442. House bill authorizing justices of the peace, police justices and judges of the court of Northampton county to sentence persons convicted of vagrancy to work upon the roads—yeas, 89; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—89.

NAYS—None.

No. 448. House bill to authorize the payment of a salary to the chairman of the board of supervisors of Albemarle county—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

AYES—Messrs. Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

No. 449. House bill to amend and re-enact section 1 of an act approved February 7, 1901, entitled an act to amend and re-enact an act approved March 3, 1896, entitled an act to amend and re-enact an act entitled an act to regulate the salary of the police justice of the city of Norfolk, approved February 18, 1896, and also in relation to the said police justice and the clerk of the corporation court of the city of Norfolk, in connection with fines imposed by said police justice—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts,

Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler,  
Mr. Speaker—86.

NAYS—None.

No. 450. House bill to amend and re-enact section 2 of an act of the General Assembly of Virginia, approved March 14, 1902, entitled an act to annex additional territory to the city of Norfolk, and to provide for the government of said annexed territory—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—85.

NAYS—None.

No. 276. House bill to amend and re-enact sections 5 and 12 of an act entitled an act to protect and advance agriculture by regulating the sale and purity of commercial fertilizers and the guarantee and condition upon which they are to be sold, and fixing penalties incurred for violation of same, as heretofore amended—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

No. 66. House bill to amend and re-enact section 3022 of the Code of Virginia—yeas, 73; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Daniel, Earman, Evans,

Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Rakes, Richardson, Roberts, F. B., Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—73.

NAYS—Messrs, Sutphin, Webb—2.

No. 83. House bill making certain provisions in reference to the construction of factories; providing for the use of certain safety appliances therein, and the protection of dangerous machines therein, and unsafe machinery therein; making provisions how factories shall be lighted; vesting in the Commissioner of Labor certain powers in reference thereto, and providing certain penalties for failure to comply with the provisions of this act—yeas, 72; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Bain, Baker, W. W., Bargamin, Bell, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Kemper, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Sutphin, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—72.

NAYS—None.

No. 84. House bill to amend and re-enact an act entitled an act to secure to operatives and laborers engaged in and about railroad shops, coal mines and all other manufactories the payment of wages at regular intervals and in lawful money of the United States, approved May 23, 1887, as hereinafter amended—yeas, 73; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Kemper, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Sutphin, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, John S., Williams, Wise, Wissler, Mr. Speaker—73.

NAYS—Mr. Taylor—1.

No. 86. House bill to prevent trespassing by chickens, fowls and other poultry, and to provide penalties therefor—yeas, 54; nays, 25.



The vote required by the Constitution was recorded as follows:

**AYES**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Burt, Chalkley, Clarke, Coleman, Daniel, Cox, Creamer, Daniel, Earman, Ewing, Gilliam, Harvey, Harwood, Ivey, Jordan, Kemper, Kent, Love, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Oliver, Page, Peyton, Radford, Richardson, Roberts, F. B., Rolston, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Taylor, Templeton, Terrell, Throckmorton, Watts, White, Hugh A., White, John S., Williams, Wise—54.

**NAYS**—Messrs. Brewer, Brown, W. N., Browning, Buck, Coleman, C. R., Curtis, Evans, Flanagan, Fulton, Grant, Lunsford, Martin, Mustard, Rakes, Roberts, John, Robertson, Row, Spessard, Sutphin, Tiffany, Walton, Weaver, Webb, Wissler, Mr. Speaker—25.

No. 103. House bill regulating actions for recovery of rent and right of re-entry, limiting the time for such action or re-entry, and establishing presumption of release, or extinguishment of rent after lapse of certain period—yeas, 75; nays, 1.

The vote required by the Constitution was recorded as follows:

**AYES**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bargamin, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Taylor, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Wise, Wissler, Mr. Speaker—75.

**NAYS**—Mr. Smith—1.

No. 109. House bill to amend and re-enact section 3474 of the Code of Virginia, as amended by an act of the General Assembly of Virginia, approved December 31, 1903—yeas, 70; nays, 4.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kent, Love, Land, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Page, Parker, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Taylor, Walton, Watts, Weaver, White, Hugh A., White, John S., Wise, Wissler, Mr. Speaker—70.

**NAYS**—Messrs. Jordan, Oliver, Smith, Throckmorton—4.

No. 133. House bill to limit quantity, time and manner of taking certain game in this State—yeas, 72; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Ivey, Jennings, Jordan, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Williams, Wissler, Mr. Speaker—72.

**NAYS**—None.

No. 181. House bill to amend and re-enact section 4 of chapter 3 of an act concerning public service corporations, which became a law January 18, 1904—yeas, 72; nays, 4.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Grant, Harvey, Harwood, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Parker, Radford, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—72.

**NAYS**—Messrs. Burt, Cox, Gilliam, Watts—4.

Motions severally made to reconsider the votes by which Nos. 427, 428, 431, 432, 434, 435, 441, 442, 448, 449, 450, 276, 66, 83, 84, 86, 103, 109, 133 and 181, House bills, were passed, were rejected.

No. 64. House bill to amend and re-enact an act entitled an act to amend and re-enact section 3680 of the Code of Virginia, in reference to rape and its punishment, approved March 3, 1896, came up.

The bill was read at length a third time and rejected—yeas, 34; nays, 43.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Banks, Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Earman, Fitzhugh, Grant, Harwood, Jennings, Kinsey, Land, Lunsford, Malbon, Meetze, Milstead, Montague, Moseley, Mustard, Richardson, Robertson, Rutherford, Smith, Stebbins, Stephenson, John W., Terrell, Utz, Walton, Watts, White, Hugh A., Wissler—34.

**NAYS**—Messrs. Bain, Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Clarke, Daniel, Evans, Ewing, Gilliam, Harvey, Ivey, Kemper, Kent, Martin, Massie, Moncure, Moore, Oliver, Page, Parker, Radford, Rakes, Roberts, F. B., Roberts, John, Rolston, Row, Spessard, Stephenson, H. U., Stratton, Taylor, Templeton, Throckmorton, Tiffany, Weaver, Webb, White, John S., Williams, Wissler—43.

MR. OLIVER moved to reconsider the vote by which the bill was rejected; which was rejected.

No. 174. House bill to allow any city or town in the State to employ temporarily a competent person to perform the duties pertaining to any office created by the charter or ordinances of cities or towns, came up.

The bill was read at length a third time and rejected—yeas, 35; nays, 31.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Bell, Bowman, Browning, Chalkley, Clarke, Daniel, Earman, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Kent, Land, Massie, Meetze, Montague, Moore, Norris, Oliver, Rakes, Richardson, Roberts, F. B., Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Throckmorton, Watts, Weaver, White, John S., Wissler—35.

NAYS—Messrs. Adams, Bain, Banks, Bargamin, Brewer, Brown, W. N., Buck, Creamer, Curtis, Evans, Harwood, Jennings, Kemper, Love, Martin, Malbon, Milstead, Moseley, Mustard, Radford, Rolston, Smith, Stratton, Taylor, Templeton, Terrell, Utz, Walton, Webb, Williams, Wise—31.

MR. EVANS moved to reconsider the vote by which the bill was rejected.

MR. COX moved to pass by the motion to reconsider; which was agreed to.

The following House bills were, on motions severally made, dismissed.

No. 436. House bill to amend and re-enact section 11 of chapter 56 of the Acts of Assembly of 1910, approved February 26, 1910, entitled an act to provide a new charter for the town of Wytheville, and to repeal its present charter.

No. 183. House bill to provide for submitting the question of liquor license to the qualified voters of counties, corporations and magisterial districts, and to amend sections 581 and 585 of chapter 25 of the Code of Virginia, and as previously amended by acts.

On motion of MR. JENNINGS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

WEDNESDAY, FEBRUARY 28, 1912.

Prayer by Rev. J. J. Scherer, First Evangelical Lutheran Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 27, 1912.*

The Senate has agreed to House amendments to Senate bills entitled an act to authorize the ascertainment and designation of the boundary lines of real estate, No. 62; and an act to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved May 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066 and 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits, and giving jurisdiction to courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion there or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910, No. 65.

They have passed House bills entitled an act to amend and re-enact section 1160 of the Code of Virginia, No. 281; and an act to appropriate a sum of money not to exceed \$2,500 per year for the two years 1912 and 1913 for the relief of needy Confederate women of Virginia, who are not upon the State pension rolls nor are inmates of any Confederate, independent or church homes or charitable institutions. The relief to such needy Confederate women to be effected by the Auditor of Public Accounts of Virginia issuing his warrants upon the State treasury to each beneficiary under this act, such beneficiaries to be ascertained and determined by proofs satis-



factory to said Auditor, furnished by the organization of women known as the Virginia Division of the United Daughters of the Confederacy, No. 413.

They have passed House bill, with amendments, entitled an act to amend and re-enact an act entitled An act to amend and re-enact section 437-a of chapter 23 of the Code of Virginia, relative to assessments of lands, lots and interests therein, and improvements thereon, as the same has been heretofore amended by chapter 319, Acts of 1906, approved February 19, 1910, No. 302.

They have passed Senate bills entitled an act to amend and re-enact subsections 2, 6, 11, 12 and 15 of sections 2088 of the Code of Virginia, as heretofore amended, No. 10; an act to amend and re-enact section 11 of chapter 111 of an act entitled An act concerning corporations, which became a law May 21, 1903, No. 68; an act to amend and re-enact an act entitled An act to provide for lists of all persons who have paid their State poll taxes, and for posting the same, for providing compensation therefor, approved March 10, 1904, No. 82; an act to revoke the license and authority of any foreign insurance company to do business in this State who shall remove suits or proceedings brought against any such company in the courts of this Commonwealth to any federal court, without the consent of the other party to such suit or proceeding, No. 124; an act to amend and re-enact sections 4 and 10 of an act to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as heretofore amended, entitled an act defining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 28, 1888, entitled an act to further define the duties and enlarge the powers of the Commissioner of Agriculture, and an act approved March 5, 1888, entitled an act to provide a Commissioner of Agriculture of Virginia and make an appropriation therefor, and to repeal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908, No. 137; an act to amend and re-enact section 11 of chapter 1, sections 7, 8, 9, 17, 19, 34 and 39 of chapter 2, and to add new sections 52, 53, 54, 55 to chapter 2 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, No. 168; an act to amend and re-enact an act entitled An act to amend and re-enact section 3950 of the Code of Virginia, approved March 14, 1908, No. 176; an act to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled

an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 15, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, No. 177; an act to amend and re-enact section 26 of chapter 8 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, and further to provide for the recognition of instruments revoking the powers of agents of surety, guaranty, fidelity or security companies who have been authorized by power of attorney to act for such companies, No. 182; an act to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to authorize the courts of the Commonwealth of Virginia to pay money to infants entitled to it, or to their parents, in certain cases, without the intervention of a guardian, approved April 2, 1902, as amended and re-enacted by an act approved February 15, 1908, in respect to the amount of money that may be paid to the infants entitled to it, or to their parents, in certain cases, No. 198; an act to secure the purity of mineral or other waters sold to the public in bottles or other packages, No. 216; an act to authorize and direct the payment out of the treasury of a fee to E. P. Buford, for services rendered by him to the Commonwealth, in the Supreme Court of Appeals, in the cases of the Commonwealth et al vs. Camp Manufacturing Company and Camp Manufacturing Company vs. the Commonwealth et al, No. 234; an act to provide a trial justice in all counties having a population in excess of three hundred persons per square mile, as shown by United States census, to prescribe his jurisdiction on both civil and criminal matters and to fix his compensation, No. 240; an act to amend and re-enact section 504 of the Code of Virginia, relative to the contents of the personal property tax book, No. 252; an act to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the

following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, No. 256; an act to amend and re-enact an act entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to prohibit the granting of charters to banks having a minimum capital stock of less than \$10,000, and providing how the same shall be paid in, and how branches thereof may be authorized, and providing that such banks shall be subject to local taxation in the county, city or town in which such branch is located, approved March 16, 1910, No. 282; an act to amend and re-enact section 1166 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact chapter 48 of the Code of Virginia, as amended by an act entitled An act to amend and re-enact sections 1165 and 1166 of chapter 48 of the Code of Virginia, prescribing qualifications of bank directors, approved February 29, 1888, and by an act entitled an act to repeal section 1168 of chapter 48 of the Code of 1887, fixing a limitation on banking associations in discounting accommodation paper to one-tenth part of the capital stock of such association actually paid in, approved March 2, 1888, and by an act entitled an act to amend and re-enact section 1163 of the Code of Virginia, in relation to banks holding real estate, approved February 15, 1894, and by an act entitled an act to amend and re-enact section 1170 of the Code of Virginia, in relation to statements made by banks, approved January 22, 1898, approved January 4, 1904, so as to prescribe a penalty for failure of directors of banks to file oath with the State Corporation Commission, No. 283; an act adding new sections to the Code of Virginia, providing for the regulation of State banks and fixing certain penalties for the violation thereof, No. 284; an act to amend and re-enact sections 1164, 1168, 1169, 1170-f and 1171 of an act entitled an act to amend and re-enact sections 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add independent sections thereto, so

as to provide for the examination of banks and other similar institutions in this State, and to make certain general provisions and for the conduct of the business of banking, and to provide penalties for the violation of the provisions hereof, approved March 17, 1910, No. 285; an act to authorize the board of supervisors of the several counties and the councils of the several cities and towns of this Commonwealth to exempt from local taxation obligations issued by such counties, cities and towns, No. 293; an act to amend and re-enact sections 3-b, 4, 5 and 7 of an act entitled An act to license and regulate the running of automobiles, locomobiles and other vehicles and conveyances whose motive power is other than animal power along and over public highways of this State, to provide for the registration of the same, to provide uniform rules regulating the use and speed thereof, and to prescribe penalties for the violation of said rules and regulations, and for the licensing of chauffeurs, and to repeal an act entitled an act to regulate the running of automobiles, locomobiles and other vehicles and conveyances whose motive power is other than animals along and over the public highways of this State, to provide for the registration of the same, to provide uniform rules regulating the use and speed thereof, and to prescribe for the violation of said rules, approved March 17, 1906, approved March 17, 1910, No. 311; an act to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908, No. 313; an act to permit the directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital, No. 383; an act to amend and re-enact section 139 of an act approved April 16, 1903, entitled An act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, relating to licenses on slot machines, as heretofore amended, No. 388; an act to amend and re-enact an act entitled An act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties, approved March 15, 1910, No. 391; an act to authorize the board of supervisors of Mecklenburg county, Virginia, to designate depositories for the proceeds arising from the sale of permanent road improvement bonds, and to make contract for the payment of interest thereon by said depositories, No. 399; an act to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incor-



porate the town of Glade Spring, in Washington county, No. 407; an act to amend and re-enact section 1413 of the Code of Virginia, No. 412; an act to provide for submission to the people for approval and ratification the proposed amendment to section 117 of article 8 of the Constitution of Virginia, No. 417; an act to amend and re-enact an act entitled An act to provide a new charter for the town of Liberty, to extend its limits and change the name to Bedford City, approved March 3, 1890, and to change the name of the town to Bedford, No. 433; an act to protect pheasants in the county of Middlesex, No. 446; and an act to establish a dispensary for the sale of intoxicating liquors in the town of Ridgeway, in the county of Henry, Virginia, and to prohibit the sale, barter or exchange of such liquors in said town, except as provided by this act, approved March 12, 1904, be amended and re-enacted so as to read as follows, No. 438.

In which they request the concurrence of the House of Delegates.

No. 302, House bill, was, on motion of MR. WEAVER, placed on the calendar.

Nos. 124, 182, 168, 282, 283, 284 and 285, Senate bills, were referred to the Committee on Insurance and Banking.

Nos. 412, 311, 256 and 216, Senate bills, were referred to the Committee on General Laws.

Nos. 388, 252, 234, 177 and 176, Senate bills, were referred to the Committee on Finance.

Nos. 438, 446, 433, 417, 407, 399, 391, 313 and 293, Senate bills, were referred to the Committee on Counties, Cities and Towns.

Nos. 240 and 198, Senate bills, were referred to the Committee for Courts of Justice.

No. 10, Senate bill, was referred to the Committee on Chesapeake and Its Tributaries.

No. 383, Senate bill, was referred to the Committee on Asylums and Prisons.

No. 137, Senate bill, was referred to the Committee on Agriculture and Mining.

No. 82, Senate bill, was referred to the Committee on Privileges and Elections.

No. 68, Senate bill, was referred to the Committee on Roads and Internal Navigation.

No. 320. Senate bill to amend and re-enact an act to authorize the Superintendent of Public Printing to furnish certain persons with copies of House and Senate bills, advance sheets of House and Senate Journals, Acts of Assembly, etc., to collect fees therefor and to report collections to the Auditor of Public Accounts, approved March 5, 1908, having been considered by the committee in session, was reported from the Committee on Printing.

No. 308. Senate bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1896, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

The following House bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 486. House bill to amend and re-enact sections 13 and 16 of an act approved March 12, 1904, entitled an act to incorporate and provide a charter for the town of Damascus, Virginia.

No. 487. House bill to authorize Northampton county to borrow money and issue bonds for a sum not exceeding \$150,000 for the purpose of building public roads in the said county.

No. 488. House bill to amend and re-enact section 5 of the charter of the town of Highland Park.

The following House bills, having been considered by the committee in session, were reported from the Committee on Schools and Colleges.

No. 489. House bill to amend and re-enact an act entitled an act to provide for authorizing county and city schools to sell or exchange public school property, approved May 21, 1887, as amended and re-enacted by an act approved March 14, 1908, as amended and re-enacted by an act approved March 16, 1910.

No. 490. House bill to repeal an act approved March 14, 1908, entitled an act to provide (in certain cases) for the compulsory attendance of children between the ages of eight and ten years upon the public schools of Virginia, and providing penalty for failure, and designating the manner of collecting such penalty.

No. 491. House bill to amend and re-enact section 1447 of the Code of Virginia, as amended by act of the General Assembly of Virginia, approved December 28, 1903, and on March 15, 1906, respectively, in relation to the pay of district school trustees.

No. 492. House bill to amend and re-enact section 1656-a, Code of Virginia, in reference to appointing teachers in the Virginia School for the Deaf and the Blind at Staunton, Virginia.

No. 493. House bill to amend and re-enact an act entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, approved February 27,

1906, as re-enacted and amended by an act approved February 8, 1908, and to authorize the court or justice trying the case in their discretion in felonies or misdemeanors instead of sentencing the accused to confinement in jail, in lieu thereof to sentence him to hard labor on the public roads for a period of time not exceeding the term he was or could be confined in jail, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

No. 494. House bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 6, 1906, as amended and re-enacted by an act approved February 9, 1910, in relation to reapportionment of representatives in the General Assembly of Virginia, having been considered by the committee in session, was reported from the Committee on Privileges and Elections.

THE SPEAKER laid before the House the following communication from the Governor:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, February 27, 1912.

*To the General Assembly of Virginia:*

With thirty-seven pages of bills on the Senate calendar and eighty-five pages on the House calendar on yesterday, and only eleven more days for legislative action, it is apparent that many bills must fail, because there will not be time to consider them. I feel justified, therefore, in calling attention to some of the most important measures.

The enabling act, the primary election bill, the fee commission bill, the tax commission bill, the bill requiring specific appropriations to the several departments of the government, are all of Statewide interest and importance. Besides, there are the lime bill and the united agricultural board bill, intended to advance the great agricultural interests of the State, and which are asked for by a large number of our farmers. The bill requiring treasurers to settle every month, favored by our present and incoming Auditor, and a bill requiring like settlements by clerks of courts, who now only settle once in six months. Under our present law the Auditor can require monthly settlements of the treasurers from the 1st of July until December, but he cannot make this requirement before July, and as there is no legal obligation upon treasurers to settle after December until the 15th of June, the treasury may be empty, with plenty of State funds in the hands of its officers, a condition which strongly demands legislative action. Besides the bills enumerated, there are doubtless others which will present themselves to the minds of legislators.

Without intending in any way to interfere with the ordinary proceedings of the General Assembly, I venture to recommend that no rule be adopted which will prevent a vote on these important measures.

The interest which the people of the State feel in the bills to which I have referred and their importance justify this message, which I trust will receive the favorable consideration of the General Assembly.

WM. HODGES MANN,

Governor.

A message was received from the Senate, by Mr. RISON, who informed the House that the Senate had agreed to the following joint resolution:

Resolved by the Senate (the House of Delegates concurring), That a joint committee be appointed, composed of one Senator, to be appointed by THE PRESIDENT of the Senate, and two members of the House of Delegates, to be appointed by THE SPEAKER, who shall forthwith ascertain and report to the General Assembly whether or not a vacancy exists in the office of judge of the corporation court of the city of Danville.

In which they request the concurrence of the House.

THE SPEAKER laid the resolution before the House.

On motion of MR. WILLIAMS, the resolution was agreed to.

Ordered that MR. WILLIAMS notify the Senate that the House had agreed to the joint resolution.

THE SPEAKER appointed MESSRS. WILLIAMS and BROWN of Danville the committee on the part of the House.

The following were presented and referred under Rule 37:

To the Committee on Finance:

By MR. WHITE of Rockbridge, by request: A bill to impose a license tax upon persons, firms or corporations selling publications, merchandise, etc., upon railroad trains and steamboats.

By MR. MEETZE: A petition in relation to agricultural high schools from farmers' institute of Northern Virginia.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 320. Senate bill to amend and re-enact an act to authorize the Superintendent of Public Printing to furnish certain persons with copies of House and Senate bills, advance sheets of House and Senate Journals, Acts of Assembly, etc., to collect fees therefor, and to report collections to the Auditor of Public Accounts, approved March 5, 1908.

No. 308. Senate bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910.

The following House bills were read at length a first time and ordered to be printed:

No. 486. House bill to amend and re-enact sections 13 and 16 of an act approved March 12, 1904, entitled an act to incorporate and provide a charter for the town of Damascus, Virginia.



No. 487. House bill to authorize Northampton county to borrow money and issue bonds for a sum not exceeding \$150,000 for the purpose of building public roads in the said county.

No. 488. House bill to amend and re-enact section 5 of the charter of the town of Highland Park.

No. 489. House bill to amend and re-enact an act entitled an act to provide for authorizing county and city schools to sell or exchange public school property, approved May 21, 1887, as amended and re-enacted by an act approved March 14, 1908, as amended and re-enacted by an act approved March 16, 1910.

No. 490. House bill to repeal an act approved March 14, 1908, entitled an act to provide (in certain cases) for the compulsory attendance of children between the ages of eight and ten years upon the public schools of Virginia, and providing penalty for failure, and designating the manner of collecting such penalty.

No. 491. House bill to amend and re-enact section 1447 of the Code of Virginia, as amended by an act of the General Assembly of Virginia, approved on December 28, 1903, and on March 15, 1906, respectively, in relation to the pay of district school trustees.

No. 492. House bill to amend and re-enact section 1656-a, Code of Virginia, in reference to appointing teachers in the Virginia School for the Deaf and the Blind at Staunton, Virginia.

No. 493. House bill to amend and re-enact an act entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, approved February 27, 1906, as re-enacted and amended by an act approved February 8, 1908, and to authorize the court or justice trying the case in their discretion in felonies or misdemeanors instead of sentencing the accused to confinement in jail, in lieu thereof to sentence him to hard labor on the public roads for a period of time not exceeding the term he was or could be confined in jail.

No. 494. House bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 6, 1906, as amended and re-enacted by an act approved February 9, 1910, in relation to a reapportionment of representatives in the General Assembly of Virginia.

The motion of MR. STEPHENSON of James City to reconsider the vote by which

No. 331. House bill fixing the salaries of judges of the Supreme Court of Appeals of Virginia whose terms of office commence on or after the first day of February, 1913, was rejected, was agreed to.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 55; nays, 20.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Banks, Bowman, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Jordan, Kinsey, Land, Love, Lunsford, Martin, Meetze, Milstead, Moncure, Montague, Moore, Norris, Old, Oliver, Parker, Peek, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Terrell, Throckmorton, Tiffany, Watts, Weaver, White, Hugh A., White, John S., Wise, Mr. Speaker—55.

NAYS—Messrs. Anderson, Borden, Browning, Buck, Burt, Harvey, Kemper, Massie, Moseley, Mustard, Page, Radford, Rolston, Spessard, Taylor, Templeton, Utz, Webb, Williams, Wissler—20.

MR. STEPHENSON of James City moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered that MR. BELL carry the bill to the Senate and request their concurrence.

No. 302. House bill to amend and re-enact an act entitled An act to amend and re-enact section 437-a of chapter 23 of the Code of Virginia, relative to assessments of lands, lots and interests therein, and improvements thereon, as the same has been heretofore amended by chapter 319, Acts of 1906, approved February 19, 1910, came up.

The amendment proposed by the Senate was agreed to—yeas, 84; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Borden, Bowman, Brewer, Brown, W. N., Buck, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Earman, Ewing, Evans, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—84.

NAYS—Mr. Wissler—1.

MR. WEAVER moved to reconsider the vote by which the amendment was agreed to; which was rejected.

No. 132. Senate bill to amend and re-enact section 1 of chapter 2 and section 2 of chapter 6 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, was read at length a third time and passed—yeas, 74; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bell, Borden, Brewer, Buck, Burt, Chalkley, Christian, Clarke, Coleman; C. R., Creamer, Curtis, Daniel, Earman, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Row, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Wise, Wissler, Mr. Speaker—74.

NAYS—None.

MR. MONTAGUE moved to reconsider the vote by which the bill was passed; which was rejected.

No. 494. House bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 6, 1906, as amended and re-enacted by an act approved February 9, 1910, in relation to reapportionment of representatives in the General Assembly of Virginia, was, on motion of MR. WILLIAMS, taken up out of its order on the calendar.

On motion of MR. WILLIAMS, the bill was made a special and continuing order for Friday, March 1, 1912, at 3:30 o'clock P. M.

No. 61. House bill to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066, 3067 of the Code of Virginia, and to amend and re-enact sections 3053, 3056, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits, and giving jurisdiction to courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion there or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910, and as further

amended by an act approved March 9, 1910, was, on motion of Mr. STEPHENSON of Bath, taken up out of its order on the calendar.

On motion of Mr. STEPHENSON of Bath, the bill was dismissed.

The hour of 11 o'clock A. M. having arrived,

No. 476. House bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, special and continuing order, came up.

On motion of Mr. BOWMAN, the bill was passed by.

The following House bills were read at length a third time and passed:

No. 189. House bill defining the crime of burglary with explosives and providing the punishment therefor—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler—76.

NAYS—None.

No. 190. House bill to make any person an incompetent juror to serve at more than one term of any court during any one calendar year—yeas, 60; nays, 18.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Banks, Borden, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Creamer, Daniel, Earman, Evans, Flanagan, Fulton, Gilliam, Grant, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Minstead, Moncure, Montague, Moseley, Oliver, Page, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Spessard, Stebbins, Stephenson, John W., Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Wise, Mr. Speaker—60.

NAYS—Messrs. Bell, Clarke, Cox, Curtis, Ewing, Harvey, Howerton, Moore, Mustard, Radford, Rakes, Smith, Stephenson, H. U., Stratton, Tate, Weaver, Williams, Wissler—18.

No. 196. House bill to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by sec-



tion 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution—yeas, 61; nays, 20.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Bargamin, Bell, Brewer, Browning, Buck, Burt, Chalkley, Christian, Cox, Clarke, Creamer, Curtis, Earman, Ewing, Evans, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Meetze, Montague, Moore, Mustard, Old, Peek, Radford, Rakes, Rew, Roberts, F. B., Roberts John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stratton, Sulphin, Tate, Templeton, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, John S., Wissler, Mr. Speaker—61.

NAYS—Messrs. Anderson, Borden, Coleman, C. R., Daniel, Harvey, Martin, Massie, Milstead, Moncure, Moseley, Oliver, Page, Peyton, Richardson, Stephenson, John W., Taylor, Terrell, Utz, White, Hugh A., Wise—20.

No. 197. House bill to appropriate a sum of money not to exceed \$2,500 per year for the two years 1912 and 1913 for the relief of needy Confederate women of Virginia who are not upon the State pension rolls nor are not inmates of any Confederate, independent or church homes or charitable institutions. The relief of such needy Confederate women to be effected by the Auditor of Public Accounts of Virginia issuing his warrants upon the State treasury to each beneficiary under this act, such beneficiaries to be ascertained and determined by proofs satisfactory to said Auditor, furnished by the organization of women known as the Virginia Division of the United Daughters of the Confederacy—yeas, 74; nays, 10.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Peyton, Radford, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, John S., Willeroy, Williams, Wise, Wissler—74.

NAYS—Messrs. Earman, Gilliam, Martin, Old, Parker, Rakes, Richardson, Taylor, Webb, Mr. Speaker—10.

No. 202. House bill to amend and re-enact section 1 of chapter 3 of an act entitled An act concerning public service corporations, which became a law January 18, 1904—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

**AYES**—Messrs. Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler Mr. Speaker—86.

**NAYS**—None.

No. 210. House bill to amend and re-enact an act entitled An act to provide an appeal to any person denied registration, approved November 28, 1903 (Code, 83-a), so as to provide an appeal to any person whose name is stricken from the registration books—yeas, 75; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, John W., Sutphin, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—75.

**NAYS**—None.

No. 221. House bill to amend and re-enact section 86 of the Code of 1887—yeas, 58; nays, 5.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Daniel, Evans, Fitzhugh, Gilliam, Houston, Howerton, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Montague, Moseley, Oliver, Page, Rew, Richardson, Roberts, F. B., Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—58.

**NAYS**—Messrs. Cox, Flanagan, Mustard, Taylor, Webb—5.

No. 213. House bill to amend and re-enact section 78 of the Code of Virginia of 1887, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 19, 1906, entitled An act to amend and re-enact section 78 of the Code of Virginia of 1887, as amended and re-enacted by an act of the General As-

sembly of Virginia, approved December 8, 1903, entitled An act to repeal sections 63 and 66, and to amend and re-enact sections 62, 64, 65, 67, 68, 69, 72, 73, 74, 75, 79, 80 and 85, as amended by an act approved May 26, 1903, of chapter 8 of the Code of Virginia, in relation to duties of registrars, their pay—yeas, 58; nays, 16.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Bargamin, Bell, Borden, Brewer, Brown, W. N., Buck, Chalkley, Clarke, Coleman, C. R., Creamer, Daniel, Evans, Ewing, Fitzhugh, Ivey, Jennings, Jordan, Kent, Kinsey, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, John W., Stratton, Tate, Throckmorton, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—58.

**NAYS**—Messrs. Burt, Cox, Earman, Flanagan, Fulton, Gilliam, Howerton, Kemper, Robertson, Spessard, Sutphin, Taylor, Templeton, Terrell, Webb, Wissler—16.

No. 215. House bill to repeal an act approved February 19, 1896, entitled An act to constitute capitation tax a lien upon real estate owned by the person at the time such capitation is assessed, as amended by an act approved December 3, 1903—yeas, 53; nays, 16.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Banks, Bell, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Evans, Ewing, Fitzhugh, Fulton, Houston, Howerton, Ivey, Kemper, Kent, Kinsey, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Moore, Moseley, Old, Oliver, Peek, Peyton, Radford, Rew, Richardson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Throckmorton, Watts, Weaver, White, John S.—53.

**NAYS**—Messrs. Borden, Daniel, Gilliam, Grant, Jennings, Love, Milstead, Montague, Mustard, Roberts, F. B., Terrell, Utz, Walton, Webb, Wise, Wissler—16.

House 219. House bill to provide for ascertaining the amount of delinquent taxes chargeable against each piece or tract of land in this State since January 1, 1900, requiring proper registration of the same, and the registration of delinquent taxes since that date, and providing for collection of same—yeas, 75; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Williams, Wise—75.

**NAYS**—None.

No. 222. House bill to prohibit persons while under the influence of ardent spirits to operate or drive an automobile—yeas, 89; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Millstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—89.

**NAYS**—Messrs. Gilliam, Watts—2.

No. 225. House bill to provide for the collection of fines and commitment of convicted person to jail unless the fine imposed upon such person is paid—yeas, 85; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Millstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

**NAYS**—Mr. Hugh A. White—1.

Motions severally made to reconsider the vote by which Nos. 189, 190, 196, 197, 202, 210, 211, 213, 215, 219 and 225, House bills, were passed, were rejected.

The hour of 1 o'clock P. M. having arrived,

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State Accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of State, approved March 14, 1910, special and continuing order, came up, pending the consideration of which the hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 o'clock P. M.



## AFTERNOON SESSION.

The hour of 3:30 o'clock P. M. having arrived, **THE SPEAKER** resumed the chair.

**MR. WILLIAMS** presented the following:

Your undersigned committee of conference on the disagreeing vote of the two houses on

No. 175. House bill in relation to the assessment for local taxation of the rolling stock of railroad companies, begs to recommend as follows:

Strike out all after the enacting clause and in lieu thereof insert the following:

That such of the rolling stock of the various railroad corporations doing business in Virginia, except electric railways, as is taxable in this State, shall not be assessed for the purpose of local taxation by the counties, cities, towns and school districts at the principal offices of the respective corporations, but for the purpose of deriving taxes from such rolling stock for the various counties, cities, towns and school districts in this State, in and through which said railroad companies, except electric railways, as is taxable in this State (whether such railroads be operated by steam or other motive power), as ascertained and assessed for the purpose of State taxation, a tax based on the rate of taxation imposed on the property of natural persons for local purposes by the county, city or town in which the principal office of any such railroad corporation is located in this State, which taxes so levied shall be distributed among the various counties, cities, towns and school districts in this State, in and through which such railroad companies, respectively, operate and pass in the following manner and proportion:

To the counties, cities or towns in which the principal offices of such companies are respectively located, twenty-five per cent. of the gross amount of taxes so levied on the rolling stock of such companies, respectively, and the remaining seventy-five per cent. of such taxes shall be divided and distributed among all the several counties, cities, towns and school districts in this State in or through which such railroads, or any part thereof, are located or pass, including the counties, cities and towns in which said principal offices are located in the ratio and proportion that the total assessed value of the right of way, roadbed and track, and all other property of such railroad companies, respectively (except rolling stock), located in any such county, city or town or school district, ascertained and assessed for the purpose of State taxation bears to the aggregate value of all of such property of such companies, respectively (except rolling stock), in this State, as

ascertained and assessed, as aforesaid, for the purpose of State taxation.

Provided, that foreign railroad corporations doing business in this State shall be assessed and taxed on the average amount of rolling stock habitually used by them in this State; and the said Corporation Commission shall annually make an apportionment of the aggregate of such taxes so assessed on such rolling stock, for local purposes, among the various counties, cities, towns and school districts in and through which such companies, respectively, operate and pass, in the ratio and proportion hereinbefore provided for, which apportionment, when made, shall be certified by the State Corporation Commission to the various railroad companies, and to the boards of supervisors of the respective cities and towns entitled to participate in such taxes, as hereinbefore provided, and the several railroad companies shall pay over to the treasurers of the respective counties, and to the collectors of the respective cities and towns, the proportionate parts of such taxes to which they shall be, respectively, entitled under such apportionment, as certified to them by the State Corporation Commission, at the same time and in the same manner as taxes levied on the other properties of such companies for local purposes are required to be paid.

Provided, further, that electric railway companies shall be assessed and taxed for local purposes in the manner now provided by law, except that in cases where an electric railway company owns and operates, in whole or in part, the street railway system of some city or town other than the city or town in which its principal office is located, the State Corporation Commission shall assess and assign to such city or town other than that in which such principal office is located, for purposes of local taxation by such other city or town, that portion of the rolling stock of any such street railway company which is habitually used and located in said city or town other than that in which the principal office is located.

As used in this act the term electric railway shall be construed to mean a railroad the greater part of the mileage of which is operated by electricity.

This act shall be in force from and after the 24th day of January, 1913.

MARTIN WILLIAMS,

WILLIAM WATTS,

*Conferees on the part of the House.*

SAXON W. HOLT,

EDWARD ECHOLS,

JOHN M. HART,

*Conferees on the part of the Senate.*

The question being on adopting the report of the committee of conference, was put and decided in the affirmative—yeas, 79; nays, 11.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Page, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise—79.

**NAYS**—Messrs. Daniel, Martin, Old, Oliver, Parker, Peek, Smith, Stebbins, Throckmorton, Wissler, Mr. Speaker—11.

**MR. WILLIAMS** moved to reconsider the vote by which the report of the committee of conference was adopted; which was rejected.

Ordered that **MR. WILLIAMS** inform the Senate that the House had adopted the report of the committee of conference.

A message was received from the Senate, by **MR. HOLT**, who informed the House that the Senate had adopted the report of the committee of conference.

**MR. WILLIAMS** offered the following resolution:

Whereas the statute requires the Second Auditor to qualify and give bond within thirty days from the day of his election, and declares that if he fail to qualify within said time his office shall be deemed vacant, and the General Assembly, if it be in session, may proceed to a new election; and

Whereas Rosewell Page, who was recently elected Second Auditor, gave the bond, but failed to qualify within the thirty days as required by statute; now, therefore,

Resolved by the House of Delegates (the Senate concurring), That the General Assembly proceed at 4:15 P. M. to-day to the election of Second Auditor, and that in the execution of the joint order nominations shall be made and each house notified of said nominations, when the rolls shall be called; and when the roll shall have been called, the presiding officer of each house shall appoint a committee of two, which, together, shall constitute a joint committee to count the joint vote and report the result to their respective houses; which was agreed to.

Ordered that **MR. BELL** carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by **MR. FEATHERSTON**, who informed the House that the Senate had agreed to the joint resolution.

The hour of 4:15 o'clock P. M. having arrived, being the time fixed for the execution of the joint order, which has for its object the election of Second Auditor.

Ordered that MR. OLIVER inform the Senate that the House of Delegates is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate, by MR. HARMAN, who informed the House that the Senate was ready on its part to proceed to the execution of the joint order.

MR. WALTON nominated Rosewell Page.

Ordered that MR. WALTON inform the Senate that Rosewell Page is the only person in nomination before the House.

A message was received from the Senate, by MR. WALKER, who informed the House that Rosewell Page was the only person in nomination before the Senate.

The roll was called with the following result:

|                    |   |   |   |   |   |    |
|--------------------|---|---|---|---|---|----|
| For Rosewell Page, | - | - | - | - | - | 93 |
|--------------------|---|---|---|---|---|----|

The vote was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—93.

NAYS—None.

THE SPEAKER appointed MESSRS. WALTON and BELL the committee on the part of the House to count and report the joint vote.

The committee subsequently reported as follows:

|                             |   |   |   |   |     |
|-----------------------------|---|---|---|---|-----|
| Whole number of votes cast, | - | - | - | - | 131 |
| Necessary to a choice,      | - | - | - | - | 66  |
| Rosewell Page received,     | - | - | - | - | 131 |

Rosewell Page having received all the votes cast for Second Auditor was declared by THE SPEAKER duly elected Second Auditor for the term prescribed by law.

The following House bills were read at length a third time and passed:



No. 226. House bill to amend and re-enact an act entitled An act imposing upon railroad corporations liability for injury to their employees in certain cases, approved March 27, 1902—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—86.

**NAYS**—None.

No. 227. House bill to amend and re-enact section 2414 of the Code of Virginia—yeas, 82; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Houston, Ivey, Jennings, Jordan, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

**NAYS**—Messrs. Smith, Sutphin—2.

No. 253. House bill to provide for the regulation and supervision of investment companies and providing penalties for the violation of the provisions of this act—yeas, 54; nays, 16.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bargamin, Bell, Borden, Brewer, Brown, W. N., Buck, Burt, Chalkley, Clarke, Coleman, C. R., Creamer, Daniel, Evans, Fitzhugh, Flanagan, Grant, Houston, Jennings, Jordan, Kent, Love, Malbon, Martin, Massie, Milstead, Moncure, Moseley, Norris, Old, Oliver, Page, Peek, Peyton, Rew, Roberts, John, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Tate, Templeton, Terrell, Tiffany, Utz, Weaver, Webb, White, Hugh A., Willeroy, Wise, Mr. Speaker—54.

**NAYS**—Messrs. Cox, Curtis, Ewing, Gilliam, Harwood, Lunsford, Montague, Mustard, Rakes, Richardson, Roberts, F. B., Spessard, Stratton, Sutphin, Taylor, Throckmorton—16.

No. 284. House bill to provide for the removal of the remains of General Henry Lee from the State of Georgia and reinter the same

at some appropriate place in Virginia, and to appropriate funds for the purpose—yeas, 51; nays, 17.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Bargamin, Bell, Borden, Brown, W. N., Buck, Chalkley, Christian, Clarke, Cox, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Houston, Jennings, Lunsford, Meetze, Milstead, Montague, Moore, Moseley, Old, Oliver, Page, Peek, Rew, Roberts, F. B., Roberts, John, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Terrell, Throckmorton, Utz, Walton, Weaver, White, Hugh A., White, John S., Wise—51.

**NAYS**—Messrs. Brewer, Burt, Coleman, C. R., Creamer, Kemper, Kinsey, Martin, Moncure, Mustard, Rakes, Richardson, Row, Taylor, Webb, Williams, Wissler, Mr. Speaker—17.

Motions severally made to reconsider the votes by which Nos. 226, 227, 253 and 284, House bills, were passed, were rejected.

No. 230. House bill to amend and re-enact an act entitled An act to authorize the sale of real estate held as curtesy or as dower, whether the remainder be vested or contingent and whether the remaindermen be infants or adults, approved December 17, 1903, and to provide for partition in certain cases, came up.

The bill was read at length a third time and rejected—yeas, 31; nays, 40.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Christian, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Love, Lunsford, Moncure, Montague, Norris, Parker, Richardson, Roberts, John, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Terrell, Throckmorton, Weaver, White, Hugh A., Wise, Wissler—31.

**NAYS**—Messrs. Anderson, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Burt, Chalkley, Clarke, Cox, Creamer, Daniel, Evans, Kemper, Kent, Kinsey, Land, Martin, Massie, Meetze, Moseley, Mustard, Oliver, Page, Peyton, Rakes, Roberts, F. B., Row, Stebbins, Sutphin, Tate, Taylor, Templeton, Utz, Walton, White, John S., Willeroy, Williams, Mr. Speaker—40.

MR. OLIVER moved to reconsider the vote by which the bill was rejected; which was rejected.

No. 248. House bill to prevent minors from carrying firearms and fixing penalty for same, came up.

The bill was read at length a third time and rejected—yeas, 28; nays, 45.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Bargamin, Bowman, Brewer, Coleman, C. R., Daniel, Fitzhugh, Flanagan, Grant, Houston, Ivey, Jennings, Kemper, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Norris, Oliver, Richardson, Stephenson, John W., Templeton, Tiffany, Walton, Weaver, Wise—28.

**NAYS**—Messrs. Adams, Anderson, Bell, Borden, Browning, Burt, Chalkley, Clarke, Cox, Creamer, Curtis, Evans, Fulton, Gilliam, Harwood, Kent, Land, Malbon, Martin, Montague, Moseley, Old, Page, Peek, Peyton, Roberts,

F. B., Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tate, Taylor, Terrell, Throckmorton, Utz, White, Hugh A., White, John S., Willeroy, Williams, Wissler, Mr. Speaker—45.

MR. STEPHENSON of James City moved to reconsider the vote by which the bill was rejected; which was rejected.

The following Senate bills were read at length a second time:

No. 162. Senate bill to require the board of bridge commissioners of the Falmouth bridge, in the county of Stafford, to let out the collecting of tolls and keeping of said bridge to the highest bidder.

No. 152. Senate bill to authorize the county of Louisa, Virginia, to borrow temporarily not exceeding \$15,000.

No. 161. Senate bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended.

No. 131. Senate bill to amend and re-enact fifth subdivision of section 834-g of the Code of Virginia, authorizing the board of supervisors of each county in the State to levy a tax on dogs and to enforce collection of said tax with certain penalties in case of failure to pay the same.

No. 251. Senate bill to amend an act approved January 25, 1908, entitled an act to provide for the opening and working of roads and keeping the same in repair, and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof.

No. 59. Senate bill providing that partnership real estate shall be treated as personal property unless a different intention shall appear.

No. 109. Senate bill to invest boards of supervisors of counties having a population greater than five hundred per square mile, as shown by the United States census, the same powers and authority now vested or hereafter conferred upon common councils of cities and towns.

No. 66. Senate bill to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved on the 3d day of March, 1896, as amended and re-enacted

by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved March 5, 1900, as amended and re-enacted by an act entitled an act to amend and re-enact sections 3498, 3500, 3505, 3506 and 3508 of the Code of Virginia, and to amend and re-enact section 3515 of the Code of Virginia, as amended by an act approved February 14, 1896, and section 3519 of the Code of Virginia, as amended by an act approved February 18, 1896, and section 3528, as amended by an act approved March 5, 1900, and also to repeal section 3524 of the Code of Virginia, as amended by an act approved February 20, 1900, and section 3525 of the Code of Virginia, approved on the 31st day of December, 1903, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 17, 1910.

No. 21. Senate bill to amend and re-enact section 788 of the Code of Virginia, relating to the report of the Auditor of Public Accounts.

No. 206. Senate bill to reimburse W. C. Parks and others, district road commissioners for Washington county, for advancing certain funds for local public road improvement on account of a deficiency in the State convict road force fund.

No. 70. Senate bill to make it a misdemeanor to borrow money from sales tobacco warehousemen upon a written promise or pledge to sell tobacco with said sales tobacco warehousemen and thereafter fail to comply with such written promise or pledge.

No. 150. Senate bill to amend and re-enact section 2436 of the Code of Virginia, in regard to the effect of the decree in suits for the sale of contingent estates.

No. 253. Senate bill to amend and re-enact sections 4, 12, 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, and the printing of ordinances, and to add to the said charter a new section, to be known as section 32-a, in reference to the issuance of bonds.

No. 254. Senate bill to amend and re-enact an act entitled an act to provide a new charter for the city of Portsmouth, approved March 10, 1908, by adding a new chapter thereto, to be known as chapter 9, in relation to civil and police justice, providing for his election or appointment and qualifications, describing his powers, duties, jurisdiction, term of office and compensation, and repealing section 7 of chapter 2 of said city charter.

No. 318. Senate bill providing the manner in which cities and



towns of this Commonwealth may obtain leave to erect a dam in or across a water course, and prescribing the procedure to be had in connection therewith.

No. 210. Senate bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1, 1888, by an act approved February 25, 1892, and by acts approved February 26, 1894, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898.

No. 232. Senate bill to authorize the city council of Fredericksburg to issue its coupon or registered bond for the purpose of improving its streets in said city.

No. 202. Senate bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection.

No. 269. Senate bill to amend and re-enact section 123 of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended.

No. 222. Senate bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same.

No. 292. Senate bill to amend and re-enact an act entitled An act to provide for a new charter for the town of Farmville, approved February 10, 1890, as amended by an act to amend and re-enact section 18 of the charter of the town of Farmville, approved February 9, 1898, and as amended by an act to amend and re-enact sections 1, 13 and 21 of an act entitled an act to provide a new charter for the town of Farmville, approved February 20, 1900, as amended by an act to amend and re-enact section 21 of the charter of the town of Farmville, approved February 8, 1901.

No. 235. Senate bill to incorporate the town of Dillwyn, in Buckingham county, Virginia.

No. 268. Senate bill to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments.

No. 264. Senate bill to amend and re-enact an act approved March 7, 1894, entitled an act to provide for working and keeping in repair the public roads of Nelson county, as amended by an act approved February 26, 1896, and as further amended by an act approved March 3, 1898.

No. 209. Senate bill to amend and re-enact section 16 of an act entitled an act to amend an act and re-enact an act entitled an act to amend and re-enact an act to provide for creating, working and maintaining public roads in Fairfax county, and defining the boundaries of the same, approved March 14, 1904, approved March 8, 1906, approved March 14, 1908.

No. 296. Senate bill to require the Auditor of Public Accounts to call for statements of county, town and city treasurers concerning all financial affairs in said offices, and to provide penalties for the failure to comply with the provisions of this act.

No. 126. Senate bill to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia.

No. 143. Senate bill to amend and re-enact section 3397 of the Code of Virginia, in relation to special commissioners of sale.

No. 205. Senate bill to amend and re-enact an act approved February 8, 1908, entitled an act to amend and re-enact an act approved March 10, 1904, entitled an act to amend and re-enact an act approved April 2, 1902, entitled an act to amend and re-enact an act entitled an act to provide a road law for Campbell county, approved March 5, 1900.

No. 96. Senate bill to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910.

No. 263. Senate bill to amend and re-enact section 1698 of the Code of Virginia.

No. 194. Senate bill to amend and re-enact section 3 of an act concerning the exercise of the power of eminent domain, approved January 18, 1894.

No. 266. Senate bill to amend and re-enact section 1 of an act approved March 12, 1908, entitled an act to provide the mode of ascertainment of damages in favor of abutting owners where any city or town shall cause injury to property by reason of the grading of any street, alley or other public place belonging to such city or town, and to give any assessment so made against the city or town the effect of a judgment.

No. 183. Senate bill to amend and re-enact an act entitled an act to authorize the trustees of New London Academy to lease said buildings to county superintendents of schools of Bedford and Campbell counties, for school purposes, approved May 10, 1887, as amended by an act approved March 2, 1910, authorizing the trustees of the New London Academy to convey the real and personal property vested in

them to the county school boards of Bedford and Campbell counties, and providing for the maintenance and management of the academy, and to enlarge the powers of the said board of managers.

No. 138. Senate bill to authorize the State Board of Education to redeem "registered certificate" No. 15, issued under the provisions of an act approved February 3, 1892, and to hold the same as a part of a permanent literary fund.

No. 50. Senate bill to release certain tax judgments against the land of J. R. Caldwell in Culpeper county, Virginia.

No. 175. Senate bill to amend and re-enact an act entitled an act to promote public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals for securing better drainage, or providing better outlets for drainage, for building levees or embankments, and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing, and providing for the assessment and collection of the costs and expenses of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, approved March 17, 1910.

No. 221. Senate bill to amend and re-enact section 1169 of the Code of Virginia, as heretofore amended.

No. 73. Senate bill to amend the divorce practice in the State of Virginia, and to provide for the mailing of a copy of the order of publication against non-resident defendants to his or her last known place of address by registered mail at least fifteen days before the taking of depositions.

No. 213. Senate bill to authorize the board of supervisors of any county to expend the amount received from levy tax on the railroad trackage or right of way in such magisterial district or districts as it may deem advisable, just and equitable.

No. 9. Senate bill to prevent untrue, deceptive and misleading advertising, and making such advertising a misdemeanor.

No. 208. Senate bill to amend and re-enact sections 753 of the Code of Virginia, as amended and re-enacted by an act approved March 3, 1910, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1906, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 12, 1908, entitled an act to amend and re-enact

section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 3, 1910.

No. 148. Senate bill to amend and re-enact section 15 of an act approved March 15, 1910, entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and to prohibit the drinking or ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties.

No. 200. Senate bill to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved March 14, 1910, entitled An act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved February 25, 1908, entitled an act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved May 20, 1903, entitled an act to amend and re-enact chapter 44 of the Code of Virginia, 1887, in relation to cities and towns, and to repeal sections 1039 and 1040 of the Code of Virginia, and section 1043 of the Code of Virginia, as amended and re-enacted by an act approved March 4, 1896, and as attempted to be repealed by an act approved March 7, 1900, entitled an act to provide for local assessments in cities and towns.

No. 289. Senate bill to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1882, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

No. 314. Senate bill to amend and re-enact subdivision 25 of an act entitled An act concerning the exercise of the power of eminent domain, approved 18th day of January, 1904.



No. 26. Senate bill to amend and re-enact section 3319 of the Code of Virginia, as amended and re-enacted by an act of Assembly, approved February 4, 1890, and by an act approved February 24, 1890, and by an act approved February 24, 1892, and by an act approved January 29, 1894, and by an act approved February 27, 1894, and by an act approved February 1, 1898, and by an act approved February 15, 1901, and by an act approved March 15, 1904, and by an act approved February 29, 1908, and by an act approved February 14, 1910, in relation to appointment of commissioners in chancery.

No. 86. Senate bill to provide for the immediate registration of all births and deaths throughout the State of Virginia by means of certificates of births and deaths and burial or removal permits; to require prompt returns to the Bureau of Vital Statistics at the capital of the State, as required to be established by the State Board of Health; to insure the thorough organization and efficiency of the registration of vital statistics throughout the State; to provide certain penalties; to repeal all acts or parts of acts in conflict herewith, and to appropriate \$7,500 therefor.

No. 166. Senate bill to amend and re-enact section 20 of an act entitled An act to aid the citizens of Virginia who were disabled by wounds received during the War Between the States while serving as soldiers, sailors or marines of Virginia, and such as served during the said war as soldiers, sailors or marines of Virginia, who are now disabled by disease contracted during the war, or by the infirmities of age, and the widows of soldiers, sailors or marines of Virginia who lost their lives in said service, or whose death resulted from wounds received or disease contracted in said service, and providing penalties for violating the provisions of this act, approved April 2, 1902, as subsequently amended.

No. 7. Senate bill to amend and re-enact section 4079 of the Code of Virginia, as amended and re-enacted by an act approved April 2, 1902, and as amended and re-enacted by an act entitled An act to amend and re-enact section 4079 of the Code of Virginia, in reference to medical attendance, medicines and clothing for indigent prisoners, in jail and analyses in poison cases, approved July 28, 1902.

No. 147. Senate bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously

amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910.

No. 295. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act for working and keeping in repair the roads of the county of Tazewell, approved February 24, 1888, etc., and further to provide for permanent improvement of the roads of the said county, approved February 29, 1892, as amended and re-enacted by an act approved February 12, 1894, as amended by an act approved January 11, 1900, as amended and re-enacted by an act approved January 27, 1900, and as amended and re-enacted by an act approved December 17, 1901, and as amended and re-enacted by an act approved March 8, 1910, and to provide for the distribution and disbursement of all funds accrued under said act, as amended and re-enacted, which have not been expended for the purposes provided therein, and to provide for the maintaining and improving the roads of Tazewell county.

No. 319. Senate bill to amend and re-enact section 3 of an act to incorporate the town of Elba, Pittsylvania county, approved February 2, 1901, as amended by an act approved February 16, 1901.

No. 397. Senate bill in relation to the hustings court, part two, of the city of Richmond.

No. 189. Senate bill to regulate the taking of fish from streams west of the Blue Ridge mountains.

No. 105. Senate bill to amend and re-enact section 10 of chapter 10 of an act entitled An act concerning public service corporations, approved January 18, 1904, as amended by an act entitled an act to amend and re-enact section 10 of an act concerning corporations, approved January 18, 1904, as amended by an act entitled an act to amend and re-enact section 10 of an act entitled an act concerning public corporations, approved January 18, 1905, and providing for the continuance of annual tolls on turnpikes, was, on motion of MR. BORDEN, dismissed.

No. 111. Senate bill concerning coal mines and safety of employees, creating a department and inspector of mines under the Bureau of Labor and Industrial Statistics, was, on motion of MR. STRATTON, recommitted to the Committee on Agriculture and Mining.

On motion of MR. JENNINGS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

THURSDAY, FEBRUARY 29, 1912.

Prayer by Rev. J. J. Scherer, First Evangelical Lutheran Church.

On motion of Mr. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 28, 1912.*

The Senate has agreed to the amendments of the House of Delegates to Senate bills entitled an act to amend section 3 of an act approved March 3, 1892, entitled An act making an annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from said R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed, No. 178; and an act to facilitate the development of the resources of the State by providing ways of ingress and egress for mining, manufacturing and timber cutting, and to authorize proper passways, tram roads, haul roads and other means of transportation over the lands of another or others, No. 179.

No. 287. Senate bill conferring upon the councils of cities having, by the last United States census, a population of more than thirty thousand, the power to acquire, by purchase, condemnation, lease or otherwise, the property, in whole or in part, of any private or public service corporation operating a water works system or chartered for the purpose of acquiring or operating such a system, and providing for condemnation proceedings in regard thereto, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns, with amendments.

No. 373. Senate bill to amend and re-enact section 5 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887,

April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Library:

No. 278. Senate bill to require cities and towns in the State, institutions of learning and eleemosynary and other institutions to deposit two copies of each of their publications in the Virginia State Library.

No. 279. Senate bill to empower the State Library Board to exchange or sell duplicates in the Virginia State Library.

The following Senate bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 359. Senate bill to prevent hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decision on technical points without regard to the merits; and to simplify procedure in that court, in regard to bills of exceptions.

No. 219. Senate bill to provide how further proceedings are to be had on the judgment of a justice of peace, or of the mayor of a corporation, from which an appeal has been allowed when the appeal is dismissed.

No. 198. Senate bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to authorize the courts of the Commonwealth of Virginia to pay money to infants entitled to it, or to their parents in certain cases, without the intervention of a guardian, approved April 2, 1902, as amended and re-enacted by an act approved February 15, 1908, in respect to the amount of money that may be paid to the infants entitled to it, or to their parents, in certain cases.

No. 240. Senate bill to provide a trial justice in all counties having a population in excess of three hundred persons per square mile, as shown by United States census, to prescribe his jurisdiction in both civil and criminal matter, and to fix his compensation, with the recommendation that it do not pass.

House bill to authorize J. H. Smith, of York county, Virginia, to erect a wharf on Cheesman creek, having been considered by the



Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to amend and re-enact section 2 of an act entitled an act to provide for working and keeping in repair the public roads and bridges and to regulate the manner of opening new roads in the county of Montgomery, as heretofore amended, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

MR. HARWOOD presented the following report:

*To the Senate and House of Delegates of Virginia:*

The undersigned joint committee, acting under a resolution concurred in on the 16th day of February, 1912, respectfully begs leave to submit below a report upon the matters referred to them, together with a copy of the joint resolution above referred to.

Your committee were required to report—first, whether it will be judicious at this time for the State to acquire a lot upon which at some time in the near future an office building should be erected.

In response to this inquiry your committee would report that in their opinion it will be judicious for the State to acquire, as soon as possible, a lot upon which to erect an additional building or buildings to properly accommodate the several departments and agencies of the government.

In response to the second inquiry, as to the most convenient lot for the purpose, and the price at which it could be obtained, your committee would report: That after inquiry and investigation they find that a portion of the block on which the Ford's Hotel is located is the most convenient and available piece of property that can now be acquired, and that at the present time they do not deem it necessary to acquire any other than this property. Your committee submits herewith a plat of the Ford's Hotel block, with certain correspondence

from the city attorney of Richmond. This plat shows that the city of Richmond will sell the eastern half of this block, bounded by Capitol street, Twelfth street and Broad street. While the city attorney cannot give absolute assurance that the property can be bought, it seems quite certain that half of this property may be bought at just what it cost the city of Richmond, with interest. This would be one-half of \$169,066, with interest from about May, 1911. The price will, therefore, be \$84,033, with interest as above mentioned.

In response to the third inquiry, as to the purpose for which said property should be purchased, your committee respectfully begs leave to report that there is one pressing need which should be provided for at the earliest date possible, and that is a modern fireproof building for the State Library and the library of the Court of Appeals. The State Library has already outgrown the capacity for even storing, without arrangement, much of its most valuable material. The priceless treasures of the State Library of Virginia are to-day at the mercy of the flames; should any fire in the present building occur, the building is neither fireproof nor is it supplied with fireproof furniture and cases for the books and manuscripts. It is believed that the State Library of Virginia is the most valuable in the United States, except the Congressional Library, and a great deal of the material in the State Library could never be replaced at any cost. In view of these facts, your committee begs leave to report that so much of the Ford's Hotel block acquired by the State, as may be necessary for the purpose, should be set apart for a fireproof library, and that the remainder should be utilized for office buildings for the departments and agencies of the State.

And your committee respectfully recommends that such legislation be promptly enacted to carry into effect this report.

JOHN R. SAUNDERS,

E. C. FOLKES,

*Committee on the part of the Senate.*

JOHN S. HARWOOD,

HUGH A. WHITE,

ALDEN BELL,

*Committee on the part of the House of Delegates.*

Whereas the Governor, in his message to the General Assembly, called attention to the congested condition of the capitol and library buildings and the absolute necessity for more room to properly accommodate the several departments and agencies of the government, and also called attention to a certain lot owned by the city of Richmond, well and conveniently located for a public building, and expressed the opinion that a part of the lot could be acquired by the State for its purposes; therefore, be it

Resolved by the Senate of Virginia (the House of Delegates concurring), That a committee to consist of two on the part of the Senate and three on the part of the House, to be appointed by the presiding officers of the two bodies, be constituted to look into the matter and report:

First. Whether it will be judicious at this time for the State to acquire a lot upon which at some time in the near future an office building should be erected.

Second. The most convenient lot for the purpose and the price asked for it.

Agreed to February 2, 1912.

Agreed to by the House of Delegates, with amendments, as follows:

Third. Said committee will report for what purpose said lot or any other property should be purchased.

Agreed to by House of Delegates February 15, 1912.

Senate concurs, February 16, 1912.

RICHMOND, VA., February 28, 1912.

MR. JOHN S. HARWOOD,

*Member House of Delegates, City.*

DEAR SIR,—Referring to your request to inform you as to the cost to the city of Richmond of the square on which the Ford's Hotel property is located, I have to say that the amounts paid for said property are as follows:

|  |              |
|--|--------------|
| Owners of the Ford's Hotel property..... | \$ 90,000 00 |
| G. K. Pollock property.....              | 18,000 00    |
| Henry S. Wallerstein property.....       | 60,000 00    |

|                 |              |
|-----------------|--------------|
| Aggregate ..... | \$168,000 00 |
|-----------------|--------------|

To this must be added the cost of condemnation proceedings against G. K. Pollock to acquire his lot, he being a member of the council of the city of Richmond, and for that reason unable to contract with the city, amounting to \$66.00.

I enclose you copies of the resolutions under which I acted in acquiring the property for the city, and also blue print copy of survey of the square, showing the frontage on the four streets.

Hoping the foregoing information is what you desire, I remain,

Yours very truly,

H. R. POLLARD, *City Attorney.*

Be it resolved by the council of the city of Richmond (the board of aldermen concurring), That the city attorney be, and he is hereby, directed to acquire by gift, purchase or condemnation the lot or block of land bounded by Broad street on the north, Capitol street on the south, Eleventh street on the west, and Twelfth street on the east, the said tract to be used by the municipality as a site for a city court house, and also for executive and administrative offices. But no concluded actions shall be taken until he shall report the cost of acquiring said property to the committee on finance, and the amount so needed has been by them reported to the council, and the city council shall have acted thereon.

Adopted by the common council. Concurred in by the board of aldermen.

Approved January 16, 1911.

BEN T. AUGUST, *City Clerk.*

Be it resolved by the council of the city of Richmond (the board of aldermen concurring), That the sum of one hundred and sixty-eight thousand dollars (\$168,000.00) be, and is hereby, appropriated for the purpose of acquiring a site for the proposed court house, and the city attorney is hereby authorized to acquire by purchase the block of land bounded by Broad, Capitol, Eleventh and Twelfth streets as said site, at a cost not exceeding the amount herein appropriated. The sum herein appropriated to be paid out of any funds now in the treasury.

Adopted by the common council. Concurred in by the board of aldermen.  
Approved May 20, 1911.

BEN T. AUGUST, *City Clerk.*

On motion of MR. MONTAGUE, the report was referred to the Committee on Finance.

MR. TATE offered the following resolution:

Whereas General Sam Houston had a first cousin, Sarah Houston. She had a half sister, whose husband was a planter in Cuba. Sarah Houston, General Sam Houston's first cousin, married Henry Hance, of Pulaski county, Virginia. She died, leaving two daughters, Henrietta, who never married, and Virginia, who married in Pulaski, Virginia, and died in 1883, leaving several children, one of whom was Sarah Houston, who married Richard B. Roane, and is now in this city in bad health. Mrs. Richard B. Roane is one of the nearest relatives of Sam Houston living in Virginia, and was named after and bears the family name of Houston, and the only one so named.

And, as a portrait of General Houston is to be presented to the State of Virginia on March 2d in this hall by the State of Texas; therefore, be it

Resolved, That the aforesaid Mrs. Richard B. Roane and her husband be, and are hereby, invited to be present and occupy special and appropriate seats in this hall on said occasion, and that they be notified of such invitation by the Clerk of this House; which was agreed to.

THE SPEAKER laid before the House the following report:

*To the Honorable, the General Assembly of Virginia:*

Your joint committee appointed to ascertain and report whether or not a vacancy exists in the office of judge of the corporation court of the city of Danville, respectfully report that a vacancy does exist in said office, occasioned by the insanity of the Honorable A. M. Aiken, whose term would otherwise expire on the 31st day of January, 1913.

Respectfully submitted,

GEORGE T. RISON,  
MARTIN WILLIAMS,  
W. N. BROWN.

A message was received from the Senate, by MR. RISON, who informed the House that the Senate had agreed to the following joint resolution:



Resolved by the Senate (the House of Delegates concurring), That a vacancy exists in the office of judge of the corporation court of the city of Danville, caused by the insanity of the Honorable A. M. Aiken, whose term would otherwise expire on the 31st day of January, 1913.

And be it further resolved, That the General Assembly shall proceed this day at 4 P. M. to the election of a judge of said court to fill the vacancy aforesaid, and in the execution of the joint order for the election of said judge nominations shall be made in each house, and each house shall be notified of said nominations; when the rolls shall be called and the presiding officer of each house shall appoint a committee of two, which, together, shall constitute a joint committee to count the vote and report the result to their respective houses.

In which they request the concurrence of the House.

THE SPEAKER laid the joint resolution before the House.

On motion of MR. WILLIAMS, the resolution was agreed to.

Ordered that MR. WILLIAMS inform the Senate that the House had agreed to the joint resolution.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 287. Senate bill conferring upon the councils of cities having, by the last United States census a population of more than thirty thousand, the power to acquire by purchase, condemnation, lease or otherwise, the property, in whole or in part, of any private or public service corporation operating a water works system, or chartered for the purpose of acquiring or operating such a system, and providing for condemnation proceedings in regard thereto.

No. 373. Senate bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

No. 278. Senate bill to require cities and towns in the State, in-

stitutions of learning, eleemosynary and other institutions to deposit two copies of each of their publications in the Virginia State Library.

No. 279. Senate bill to empower the State Library Board to exchange or sell duplicates in the Virginia State Library.

No. 359. Senate bill to prevent hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decision on technical points without regard to the merits; and to simplify procedure in that court, in regard to bills of exceptions.

No. 219. Senate bill to provide how further proceedings are to be had on the judgment of a justice of the peace or of the mayor of a corporation, from which an appeal has been allowed, when the appeal is dismissed.

No. 198. Senate bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to authorize the courts of the Commonwealth of Virginia to pay money to infants entitled to it, or to their parents in certain cases without the intervention of a guardian, approved April 2, 1902, as amended and re-enacted by an act approved February 15, 1908, in respect to the amount of money that may be paid to the infants entitled to it, or to their parents, in certain cases.

No. 240. Senate bill to provide a trial justice in all counties having a population in excess of three hundred persons per square mile, as shown by United States census, to prescribe his jurisdiction in both civil and criminal matters, and to fix his compensation.

MR. WALTON moved to take up out of its order on the calendar,

No. 259. House bill to repeal sections 1450, 1451 and 1452 of the Code of Virginia, as heretofore amended, and to repeal sections 1455, 1456, 1457 and 1458 of the Code of Virginia, and to amend and re-enact section 1460 of the Code of Virginia, as heretofore amended, and to amend and re-enact sections 1453, 1461 and 1487 of the Code of Virginia; which was rejected—yeas, 37; nays, 37.

On motion of MR. WALTON, the vote was recorded as follows:

YEAS—Messrs. Banks, Borden, Brewer, Clarke, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Fitzhugh, Flanagan, Fulton, Jordan, Love, Malbon, Martin, Meetze, Mustard, Oliver, Robertson, Rolston, Smith, Stratton, Sutphin, Tabb, Taylor, Terrell, Throckmorton, Utz, Walton, Weaver, Webb, Willeroy, Wise, Wissler, Mr. Speaker—37.

NAYS—Messrs. Adams, Anderson, Bargamin, Bell, Browning, Buck, Burt, Chalkley, Cox, Grant, Harwood, Ivey, Jennings, Kemper, Kinsey, Land, Massie, Milstead, Moncure, Moore, Moseley, Norris, Old, Peek, Rakes, Richardson, Roberts, F. B., Row, Rutherford, Spessard, Stephenson, John W., Tate, Templeton, Tiffany, White, Hugh A., White, John S., Williams—37.

The following House bills were read at length a third time and passed:

No. 305. House bill regulating contracts of surety between com-

mon carriers and their employees and sureties upon such contracts—yeas, 80 ; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, W. N., Buck, Chalkley, Clarke, Creamer, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Hower-ton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

**NAYS**—None.

No. 311. House bill to add an independent section, to be known as section 2547-b to chapter 112 of the Code of Virginia of 1887, holding the heir at law liable to the devisee for the value of real estate sold to a bona fide purchaser—yeas, 66 ; nays, 4.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, W. N., Buck, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Ivey, Jennings, Kemper, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Old, Oliver, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Tabb, Tate, Templeton, Throckmorton, Utz, Walton, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—66.

**NAYS**—Messrs. Gilliam, Mustard, Smith, Wissler—4.

No. 337. House bill to amend and re-enact section 3158 of the Code of Virginia—yeas, 57 ; nays, 8.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Brewer, Brown, W. N., Buck, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Grant, Harvey, Ivey, Jennings, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Parker, Rakes, Richardson, Roberts, John, Rolston, Row, Smith, Stephenson, H. U., Stephenson, John W., Tate, Templeton, Tiffany, Utz, Walton, Webb, White, John S., Willeroy, Williams, Wissler, Mr. Speaker—57.

**NAYS**—Messrs. Bell, Gilliam, Oliver, Rutherford, Throckmorton, Weaver, White, Hugh A., Wise—8.

Motions severally made to reconsider the vote by which Nos. 305, 311 and 337, House bills, were passed, were rejected.

The following House bills were, on motions severally made, dismissed:

No. 228. House bill to prevent the hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decision on technical points without regard to the merits and to simplify procedure in that court in regard to bills of exceptions.

No. 334. House bill to amend and re-enact section 7 of an act approved March 17, 1910, entitled An act to constitute a united agricultural board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Experiment Station, the Commissioner and State Board of Agriculture and the State Board of Education, in co-operation with the United States Department of Agriculture for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties, so as to exclude from the operation thereof the county of Wythe, and to add a proviso to said section.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 273. House bill to amend and re-enact section 1 of an act of the General Assembly of Virginia, approved March 6, 1906, entitled An act to create the State convict road force; to authorize the working of certain prisoners on the public roads of this State; providing for guarding, transportation, lodging, feeding, clothing and medical attention of the State convict road force; providing for an increase of the penitentiary guard not to exceed forty-five men; providing how a county may have the benefit of the labor of the State convict road force, and appropriating money from the public treasury to carry the provisions of this act into effect.

No. 170. House bill to prohibit the opening, repairing or maintaining of any street or alley through, on or over any lands within any of the cities or towns of this Commonwealth which belongs to the Commonwealth of Virginia to the Confederate Memorial Association, or any agency of the State.

No. 272. House bill to amend and re-enact an act approved February 27, 1906, entitled An act to authorize the county in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, as amended and re-enacted by an act approved February 8, 1908, entitled an act to amend and re-enact an act entitled an act to authorize the court in which he is tried to sentence certain prisoners to hard labor on the public roads instead of confinement in the penitentiary for the commission of felony, approved February 27, 1906.



No. 134. House bill to authorize the board of supervisors of Rockbridge county and the town of Lexington, or either of them, to contribute such sum as in the judgment of the board of supervisors or the town council may seem proper for the benefit of the Jackson Memorial Hospital, in the town of Lexington, Virginia.

No. 159. House bill fixing the strength of bridges in the county of Franklin.

No. 151. House bill to amend and re-enact chapter 14 of Acts 1910, entitled an act in relation to certain proper sanitary arrangements to be provided in factories, work shops, mercantile establishments or offices, and imposing penalties for failure to provide such arrangements, approved February 9, 1910.

No. 85. Senate bill to permit the county of Rockingham, through its board of supervisors, to accept donations and trusts made for benevolent or charitable objects of a public character within its territorial limits, and to perform such conditions and execute such trusts as may be connected with the same.

No. 48. House bill to prevent the killing of robins.

No. 98. Senate bill to amend and re-enact sections 6 and 8 of an act entitled an act to constitute the town of Warrenton and surrounding territory a separate school district, approved March 14, 1878.

No. 46. Senate bill in relation to proceedings against the liquidation of delinquent insurance corporations.

No. 63. Senate bill to authorize the ascertainment of taxes due upon real estate.

No. 32. Senate bill to prohibit the use of the name, photograph or likeness of any deceased officer of the Confederate army or navy as the name, brand, trademark or trade name for any intoxicating liquor or beverage, and providing penalty for violation.

No. 122. Senate bill to amend and re-enact section 3737 of the Code of Virginia, in relation to "forgery, uttering, etc., and how punished."

No. 369. House bill to prevent deception in the sale of ice cream and to establish standards for the same, defining condensed milk and providing for its sale.

No. 44. Senate bill to provide a reserve for outstanding liability losses of insurance companies transacting the business of insuring any one against loss or damage resulting from accident to, or injury suffered by, an employee or other person for which the person is liable.

The hour of 11 o'clock A. M. having arrived,

No. 476. House bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, having been printed, special and continuing order, came up.

MR. BOWMAN moved to dispense with the further readings of the bill, as required by section 50 of the Constitution, which was agreed to—yeas, 89; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—89.

NAYS—None.

MR. SPESSARD moved to take up first the consideration of the item “public schools,” on pages 21, 52 and 53; which was agreed to—yeas, 46; nays, 31.

On motion of MR. BOWMAN, the vote was recorded as follows:

YEAS—Messrs. Adams, Anderson, Borden, Browning, Buck, Burt, Clarke, Coleman, C. R., Daniel, Earman, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Kent, Love, Lunsford, Martin, Massie, Meetze, Moseley, Mustard, Norris, Old, Peek, Peyton, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Taylor, Terrell, Walton, Webb, White, Hugh A., Wissler—46.

NAYS—Messrs. Baker, W. W., Banks, Bell, Bowman, Brewer, Brown, W. N., Chalkley, Cox, Creamer, Ivey, Jordan, Kemper, Kinsey, Land, Moncure, Montague, Oliver, Page, Parker, Richardson, Stratton, Tabb, Tate, Templeton, Utz, Weaver, White, John S., Willeroy, Williams, Wise, Mr. Speaker—31.

MR. SPESSARD moved to amend the bill, as follows:

Pages 21, 52 and 53, line 474, after the word “schools,” strike out all of the words, beginning with the word “but,” down to and including the word “year,” in line 490, and also to strike out the figures \$1,157,238.64, on margin line 490.

And in line 491½ strike out “\$525,000” and insert in lieu thereof “\$500,000,” and in line 491 strike out “and twenty-five,” and also in line 473, after the word “Virginia,” insert the words “as amended”; which was agreed to—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Peek, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row,

Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

The consideration of the bill in regular order being resumed,

MR. SPESSARD moved to amend the bill. Lines 30 and 31, page 2—Secretary of the Commonwealth—strike out “and he shall receive ten per centum of the amount of sales of publication from his office”; which was agreed to.

MR. WHITE of Rockbridge moved to amend the bill. Line 36, page 3—Secretary of the Commonwealth, contingent expenses of office—strike out words “six hundred” and insert in lieu thereof the words “one thousand”; which was rejected.

MR. COX moved to amend the bill. Lines 55 and 56 to read, page 3—janitor in Auditor’s office—“Auditor of Public Accounts, janitor for his office, eight hundred and forty dollars”; which was rejected.

MR. SMITH moved to amend the bill. Page 3, lines 44, 45, 46, 47—clerks in Auditor’s office—strike out \$17,750 and insert \$15,250; which was rejected.

MR. JENNINGS moved to amend the bill. Page 3, line 47—clerks in Auditor’s office—after “bookkeeper” add “and for two additional clerks”; which was agreed to.

MR. HARWOOD moved to amend the bill. Page 5, after line 103—Register of Land Office—add the words “and three hundred dollars for insurance of elevators in capitol and library buildings and boilers at power plant”; which was agreed to.

MR. SMITH moved to amend the bill, page 6, line 118—clerk to Corporation Commission—strike out words “in addition to the fees provided by law”; which was rejected.

Pending the further consideration of the bill, the hour of 1 o’clock P. M., having arrived,

No. 25. House bill to establish a State tax commission; to define the duties thereof; to put the State Accountant under the control of said commission; to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State Accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, special and continuing order, came up.

Pending the further consideration of the bill, the hour of 2 o’clock P. M. having arrived, the chair was vacated until 3:30 o’clock P. M.

## AFTERNOON SESSION.

The hour of 3:30 o'clock having arrived, THE SPEAKER resumed the chair.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, February 29, 1912.

*To the General Assembly:*

I desire to inform the General Assembly that on April 6, 1911, I appointed Hon. Thomas W. Harrison to act as judge of the corporation court of the city of Winchester until the General Assembly fills the vacancy occasioned by the death of Judge W. M. Atkinson, which occurred April 3, 1911.

Respectfully,

WM. HODGES MANN,  
Governor.

The following House bills were read at length a third time and passed:

No. 355. House bill to amend and re-enact an act entitled An act to amend and re-enact section 31 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, approved March 11, 1908, approved March 10, 1910—yeas, 71; nays, 6.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Banks, Bell, Borden, Bowman, Brown, W. N., Buck, Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherfordord, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Webb, White, John S., Wise, Wissler, Mr. Speaker—71.

NAYS—Messrs. Gilliam, Montague, Oliver, Weaver, White, Hugh A., Williams—6.

No. 357. House bill to amend and re-enact an act entitled An act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, approved March 16, 1910—yeas, 74; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, Daniel, Creamer, Daniel, Earman, Evans, Ewing, Gilliam, Harwood, Houston,



Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massle, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., Willeroy, Williams, Wise, Wissler—74.

NAYS—None.

No. 67. House bill to provide for the incorporation of trust companies and defining their powers, to regulate the business of all such corporations doing a trust or banking business in this State, and requiring examinations to be made of trust companies as required by law to be made of banks—yeas, 45; nays, 12.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brown, W. N., Browning, Burt, Coleman, C. R., Coleman, Daniel, Cox, Grant, Ivey, Jennings, Love, Lunsford, Malbon, Martin, Meetze, Montague, Oliver, Page, Parker, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Spessard, Stephenson, John W., Stratton, Tabb, Throckmorton, Tiffany, Utz, Walton, White, Hugh A., White, John S., Williams, Mr. Speaker—45.

NAYS—Messrs. Brewer, Buck, Chalkley, Clarke, Harwood, Kemper, Kent, Moncure, Moseley, Mustard, Terrell, Weaver, Wise, Wissler—14.

No. 72. House bill to regulate the employment of children in factories, mercantile establishments, work shops and laundries and as messengers, or in selling or distributing newspapers or other periodicals in this Commonwealth on and after July 1, 1912, and to prescribe penalties for violation of such regulations—yeas, 59; nays, 11.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Buck, Burt, Chalkley, Coleman, C. R., Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Ivey, Jordan, Kent, Kinsey, Land, Love, Lunsford, Martin, Massle, Meetze, Milstead, Moncure, Montague, Norris, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Roberts, F. B., Robertson, Smith, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Throckmorton, Walton, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Mr. Speaker—59.

NAYS—Messrs. Bowman, Clarke, Gilliam, Kemper, Malbon, Moseley, Richardson, Stebbins, Utz, Wise, Wissler—11.

Motions severally made to reconsider the votes by which Nos. 355, 357, 67 and 72, House bills, were passed, were rejected.

No. 356. House bill to amend and re-enact section 604 of the Code of Virginia, as heretofore amended, in relation to settlements by the treasurers of counties and cities with the Auditor of Public Accounts, was read at length a third time and rejected—yeas, 22; nays, 54.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Banks, Bargamin, Bell, Borden, Brewer, Brown, W. N., Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Daniel, Ewing, Kinsey, Jennings, Martin, Montague, Moseley, Smith, Throckmorton, Tiffany, White, John S., Mr. Speaker—22.

**NAYS**—Messrs. Anderson, Baker, W. W., Bowman, Browning, Buck, Creamer, Earman, Flanagan, Fulton, Gilliam, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Love, Lunsford, Malbon, Meetze, Moncure, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Utz, Walton, Weaver, Webb, White, Hugh A., Williams, Wise, Wissler—54.

MR. STEPHENSON of Bath moved to reconsider the vote by which the bill was rejected; which was rejected.

No. 352. House bill declaring what shall be prima facie evidence of who is Confederate soldier in application for pension, was, on motion of MR. BELL, dismissed.

The hour of 4 o'clock P. M., being the time fixed for the execution of the joint order which has for its object the election of a judge for the corporation court of the city of Danville, having arrived,

Ordered that MR. WILLIAMS inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate, by MR. RISON, who informed the House that the Senate was ready on its part to proceed with the execution of the joint order.

MR. BROWN of Danville nominated R. W. Peatross for judge of the corporation court of the city of Danville.

Ordered that MR. BROWN of Danville inform the Senate that the only nomination before the House for judge of the corporation court of the city of Danville was that of R. W. Peatross.

A message was received from the Senate, by MR. GARRETT, who informed the House that the only name before the Senate for judge of the corporation court of the city of Danville was that of R. W. Peatross.

The roll was called with the following result:

For judge of the corporation court of the city of Danville:

For R. W. Peatross,       -       -       -       -       -       75

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure,

Montague, Moseley, Norris, Old, Oliver, Page, Parker, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tate, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, White, Hugh A., White, John S., Williams, Wise, Wissler—75.

NAYS—None.

THE SPEAKER appointed MESSRS. JENNINGS and BAKER of Chesterfield a committee on the part of the House to count and report the joint vote.

The committee subsequently reported as follows:

For judge of the corporation court of the city of Danville:

|                             |   |   |   |   |     |
|-----------------------------|---|---|---|---|-----|
| Whole number of votes cast, | - | - | - | - | 103 |
| Necessary to a choice,      | - | - | - | - | 53  |
| R. W. Peatross received,    | - | - | - | - | 103 |

R. W. Peatross having received all the votes cast was declared by THE SPEAKER duly elected judge of the corporation court of the city of Danville to fill the vacancy caused by the insanity of Hon. A. M. Aiken.

No. 240. Senate bill to provide a trial justice in all counties having a population in excess of three hundred persons per square mile, as shown by United States census; to prescribe his jurisdiction in both civil and criminal matters, and to fix his compensation, was, on motion of MR. BELL, taken up out of its order on the calendar and recommitted to the Committee for Courts of Justice.

No. 370. House bill defining vinegar and regulating the sale of vinegar other than that defined herein, and prescribing penalty, was read at length a third time and rejected—yeas, 38; nays, 35.

The vote required by the Constitution was recorded as follows:

YEAS — Messrs. Bargamin, Borden, Browning, Chalkley, Cox, Creamer, Daniel, Earman, Ewing, Fitzhugh, Flanagan, Harwood, Houston, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Malbon, Massie, Moncure, Moore, Montague, Page, Peyton, Rakes, Richardson, Robertson, Rutherford, Templeton, Utz, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—38.

NAYS—Messrs. Anderson, Brown, W. N., Buck, Burt, Clarke, Coleman, C. R., Coleman, Daniel, Evans, Fulton, Gillam, Howerton, Martin, Milstead, Moseley, Mustard, Old, Oliver, Peek, Rew, Roberts, F. B., Roberts, John, Row, Smith, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Throckmorton, Tiffany, Walton, Weaver, Webb, White, Hugh A.—35.

No. 287. Senate bill conferring upon the councils of cities having, by the last United States census a population of more than sixty thousand, the power to acquire by purchase, condemnation, lease or otherwise, the property, in whole or in part, of any private or public service corporation operating a water works system, or chartered for the purpose of acquiring or opening such a system; and providing for

condemnation proceedings in regard thereto, was, on motion of Mr. PARKER, taken up out of its order on the calendar.

MR. PARKER moved to dispense with the further readings of the bill required by section 50 of the Constitution, which was agreed to—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

The amendments proposed by the Committee on Counties, Cities and Towns were agreed to.

On motion of Mr. BREWER, the bill was amended.

The amendments being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 87; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—87.

NAYS—None.

No. 289. Senate bill to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Nor-



folk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, was, on motion of MR. PARKER, taken up out of its order on the calendar.

The amendments proposed by the Committee on Counties, Cities and Towns were agreed to.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 287 and 289, Senate bills, were passed, were rejected.

Ordered that MR. PARKER carry Nos. 287 and 289, Senate bills, to the Senate and request their concurrence in the amendment proposed by the House.

The following House bills having been printed, were read at length a second time and ordered to be engrossed:

No. 381. House bill to permit the directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital.

No. 477. House bill to authorize and empower the board of supervisors of Culpeper county to issue bonds to raise money for the purpose of providing for and erecting and building certain bridges in said county.

No. 485. House bill to validate a certain bond issue had in the town of Virginia Beach, authorized by an election held November 20, 1906.

No. 486. House bill to amend and re-enact sections 13 and 16 of an act approved March 12, 1904, entitled an act to incorporate and provide a charter for the town of Damascus, Virginia.

No. 487. House bill to authorize Northampton county to borrow money and issue bonds for a sum not exceeding \$150,000 for the purpose of building public roads in said county. (Amended.)

No. 488. House bill to amend and re-enact section 5 of the charter of the town of Highland Park.

No. 492. House bill to amend and re-enact section 1656-a, Code of Virginia, in reference to appointing teachers in the Virginia School for the Deaf and the Blind at Staunton, Virginia.

On motion of Mr. Cox, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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FRIDAY, MARCH 1, 1912.

Prayer by Rev. J. J. Scherer, First Evangelical Lutheran Church.

On motion of Mr. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, February 29, 1912.*

The Senate has agreed to amendments by the House of Delegates to Senate bills entitled an act conferring upon the councils of cities having by the last United States census a population of more than thirty thousand, the power to acquire by purchase, condemnation, lease or otherwise, the property, in whole or in part, of any private or public service corporation operating a water works system, or chartered for the purpose of acquiring or operating such a system, and providing for condemnation proceedings in regard thereto, No. 287; and an act to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of

Norfolk county, which was entered on the 9th day of January, 1906, No. 289.

They have passed Senate bills entitled an act to provide for working roads in Stafford county, No. 436; an act to amend and re-enact section 67 of the Code of Virginia of 1887, as amended and re-enacted by an act approved March 5, 1894, as amended and re-enacted by an act approved March 5, 1900, as amended and re-enacted by an act approved July 28, 1902, as amended and re-enacted by an act approved December 8, 1903, and as amended and re-enacted by an act approved March 12, 1908, in relation to appointment of registrars, No. 246; an act to amend and re-enact an act entitled An act to license and regulate the sale and inspection of condimental stock and poultry foods and powders intended for domestic animals and poultry, approved March 17, 1910, No. 249; an act to amend and re-enact an act entitled An act to provide for the establishing, altering and building of public roads and bridges in the county of Shenandoah, and for the working and keeping the same in repair, approved February 8, 1898, No. 286; an act to amend and re-enact an act entitled An act to amend and combine chapter 19 of the Code of Virginia, as amended as to section 277 of said chapter, by an act approved January 15, 1890, and by an act approved January 16, 1892, and further amended by act approved May 13, 1903, and chapter 377 of the Acts of Assembly, extra session, 1887, entitled an act to amend and consolidate into one act the laws relating to the public printing and binding, and defining the duties of the Superintendent of Public Printing, and to repeal chapter 185 of the Acts of Assembly, 1879-1880, approved May 23, 1887, as amended as to section 10 of said act, by act approved March 5, 1888, and by act approved February 5, 1892, and as amended as to section 11 of said act, by act approved February 24, 1890, and by act approved February 9, 1894, and to consolidate and re-enact the same into chapter 19 of the Code of Virginia, and to repeal all acts and parts of acts in conflict therewith, approved December 31, 1903, as amended by an act entitled An act to amend and re-enact section 273 of the Code of Virginia, in relation to the duties of the Superintendent of Public Printing, approved March 15, 1904, as further amended as to section 273 by an act approved March 14, 1908, to repeal chapter 421, Acts 1902-1903-1904, extra session, in conflict, and to enlarge the duties of the Superintendent of Public Printing, and to provide additional help, when necessary, in the Department of Public Printing, No. 321; an act requiring two suitable fish ladders at suitable places upon the mill dam across Clinch river, at Speer's ferry, Scott county, Virginia, No. 343; and an act appropriate the public revenue for the two fiscal years ending, respec-

tively, on the 28th day of February, 1913, and the 28th day of February, 1914, No. 298.

In which they request the concurrence of the House of Delegates.

No. 298, Senate bill, was referred to the Committee on Finance.

Nos. 436 and 286, Senate bills, were referred to the Committee on Roads and Internal Navigation.

No. 246, Senate bill, was referred to the Committee on Privileges and Elections.

No. 249, Senate bill, was referred to the Committee on Agriculture and Mining.

No. 321, Senate bill, was referred to the Committee on Printing.

No. 343, Senate bill, was referred to the Committee on Counties, Cities and Towns.

No. 240. Senate bill to provide a trial justice in all counties having a population in excess of three hundred persons per square mile, as shown by United States census, to prescribe his jurisdiction in both civil and criminal matters, and to fix his compensation, heretofore recommitted to the Committee for Courts of Justice, having been considered by the committee in session, was reported back.

No. 158. Senate bill to provide for the examination and testing of dairy cattle for controlling tuberculosis, and to appropriate money for expenses thereof, having been considered by the committee in session, was reported from the Committee on Agriculture and Mining.

No. 82. Senate bill to amend and re-enact an act entitled An act to provide for lists of all persons who have paid their State poll taxes, and for posting the same; for providing compensation therefor, approved March 10, 1904, having been considered by the committee in session, was reported from the Committee on Privileges and Elections.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Chesapeake and Its Tributaries.

No. 382. Senate bill providing for the enactment of concurrent legislation regarding the fish and shellfish industry in the Potomac river, in accordance with the compact entered into between the States of Maryland and Virginia on the 28th day of March, in the year 1785, and to repeal all acts inconsistent with the provisions of this act.

No. 10. Senate bill to amend and re-enact subsections 2, 6, 11, 12 and 15 of section 2086 of the Code of Virginia, as heretofore amended, with amendments.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on General Laws.

No. 115. Senate bill to amend and re-enact section 4 of chapter



4 of an act entitled an act concerning corporations, which became a law on May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chapter 4 of an act concerning corporations. (Supplement 1910, Pollard's Code, section 1105-d (4), page 154.)

No. 205. Senate bill to amend and re-enact section 1527 of chapter 67 of the Code of Virginia, as amended by an act of the General Assembly, entitled an act to amend and re-enact chapter 67 of the Code of Virginia, in relation to public free schools in cities and towns, constituting separate school districts, so as to provide that certain officers shall not be eligible to more than one office.

No. 392. Senate bill to authorize the trustees of Clinton Grange, No. 220, an order of farmers in the county of Cumberland, to make sale of property held by them and divide the proceeds among the members of said order.

No. 216. Senate bill to secure the purity of mineral or other waters sold to the public in bottles or packages.

No. 256. Senate bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Insurance and Banking:

No. 168. Senate bill to amend and re-enact section 11 of chapter 1, sections 7, 8, 9, 17, 19, 34 and 39 of chapter 2, and to add new sections 52, 53, 54 and 55 to chapter 2 of an act entitled an act con-

cerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

No. 124. Senate bill to revoke the license and authority of any foreign insurance company to do business in this State, who shall remove suits or proceedings brought against any such company in the courts of this Commonwealth to any federal court without the consent of the other party to such suit or proceeding.

No. 182. Senate bill to amend and re-enact section 26 of chapter 8 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, and further to provide for the recognition of instruments revoking the powers of agents of surety, guaranty, fidelity or security companies who have been authorized by power of attorney to act for such companies.

No. 283. Senate bill to amend and re-enact section 1166 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact chapter 48 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact sections 1165 and 1166 of chapter 48 of the Code of Virginia, prescribing qualifications of bank directors, approved February 29, 1888, and by an act entitled an act to repeal section 1168 of chapter 48 of the Code of 1887, fixing a limitation on banking associations in discounting accommodation paper to one-tenth part of the capital stock of such association actually paid in, approved March 2, 1888, and by an act entitled an act to amend and re-enact section 1163 of the Code of Virginia, in relation to banks holding real estate, approved February 15, 1894, and by an act entitled an act to amend and re-enact section 1170 of the Code of Virginia, in relation to statements made by banks, approved January 22, 1898, approved January 4, 1904, so as to prescribe a penalty for failure of directors of banks to file oath with the State Corporation Commission.

No. 282. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act approved March 12, 1908, entitled an act to prohibit the granting of charters to banks having a minimum capital stock of less than \$10,000, and providing how the same shall be paid in, and how branch thereof may be authorized, and providing that such banks shall be subject to local taxation in the county, city or town in which such branch is located, approved March 16, 1910.

No. 284. Senate bill adding new sections to the Code of Vir-

ginia, providing for the regulation of State banks and fixing certain penalties for the violation thereof.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 212. Senate bill to provide for designation by cities and towns of segregation districts for residence of white and colored persons, for the adoption of this act by such cities and towns, and for penalties for the violation of its terms.

No. 293. Senate bill to authorize the boards of supervisors of the several counties and the councils of the several cities and towns of this Commonwealth to exempt from local taxation obligations issued by such counties, cities and towns.

No. 313. Senate bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908.

No. 391. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties, approved March 15, 1910.

No. 399. Senate bill to authorize the board of supervisors of Mecklenburg county, Virginia, to designate depositories for the proceeds arising from the sale of permanent road improvement bonds, and to make contracts for the payment of interest thereon by said depositories.

No. 407. Senate bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county.

No. 417. Senate bill to provide for submission to the people for approval and ratification the proposed amendment to section 117 of article 8 of the Constitution of Virginia.

No. 446. Senate bill to protect pheasants in the county of Middlesex.

No. 104. Senate bill to amend and re-enact section 2048 of the Code of Virginia, 1887, as amended by an act of the General Assembly, approved December 31, 1903, entitled an act to amend and re-enact section 2048 of the Code of 1887, as amended by an act of the General Assembly, approved February 26, 1896, as amended by an act approved March 7, 1900, so as to provide how the present existing fence law in any county, magisterial district or selected portion of any

county other than such as now has no fence law, may be changed by the board of supervisors of such county, with amendments.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 299. Senate bill for the relief of the ferries company.

No. 335. Senate bill to consolidate into one act all acts relating to Confederate pensions, and to repeal all acts and parts of acts in conflict herewith.

No. 137. Senate bill to amend and re-enact sections 4 and 10 of an act to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as heretofore amended, entitled an act defining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 29, 1888, entitled an act to further define the duties and enlarge the powers of the Commissioner of Agriculture, and an act approved March 5, 1888, entitled an act to provide a Commissioner of Agriculture of Virginia, and make an appropriation therefor, and to repeal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908, having been considered by the committee in session, were reported from the Committee on Agriculture and Mining.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 288. Senate bill to amend and re-enact an act approved March 13, 1908, entitled An act providing the method by which cities and towns in this Commonwealth may vote upon the issuance of bonds contemplated by clause B of section 127 of the Constitution.

No. 438. Senate bill to establish a dispensary for the sale of intoxicating liquors in the town of Ridgeway, in the county of Henry, Virginia, and to prohibit the sale, barter or exchange of such liquors in said town, except as provided by this act, approved March 12, 1904, be amended and re-enacted so as to read as follows.

No. 303. Senate bill to submit to the qualified voters of the town of Warrenton, in the county of Fauquier, at a special election to be held therefor, when the town council so directs, the question of the establishment of a dispensary for the sale of intoxicating liquors in the town of Warrenton, and in the event of a majority of those voting at said election for said dispensary, then further to provide for the establishment and conduct of the same, and to prohibit thereafter within said town, or within one mile of its limits, the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations except as provided herein, with recommendation that it do not pass.



No. 28. House bill to establish on the farm of the Virginia State Epileptic Colony the Virginia Colony for the Feeble-Minded, and to provide for the commitment of feeble-minded persons to such colony, heretofore committed to the Committee on Finance, was reported back, with an amendment.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 495. House bill to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth vs. Henry Clay Beattie, Jr.

No. 496. House bill to provide a more ample revenue for the support of the public free schools of Virginia.

No. 497. House bill to amend and re-enact section 834 of the Code of Virginia, as amended and re-enacted by an act approved March 16, 1910, entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, to award premiums for scalps, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

The following House bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 498. House bill to authorize J. F. Smith, of York county, Virginia, to erect a wharf on Cheesman creek.

No. 499. House bill to amend and re-enact section 2 of an act entitled an act to provide for working and keeping in repair the public roads and bridges and to regulate the manner of opening new roads in the county of Montgomery, as heretofore amended.

The following House bills, having been considered by the committee in session, were reported from the Committee on General Laws:

No. 500. House bill in regard to the regulation and control of water supply companies by the State Corporation Commission.

No. 501. House bill to amend and re-enact section 72 of an act entitled An act to put in effective operation the provisions of the Constitution, relating to the creation, appointment and organization of the State Corporation Commission, its jurisdiction, powers, functions and duties; the qualifications of members and officers thereof, their appointment and salaries, the location of its offices and places and times of public session; its writs, processes, orders, findings and judgments, and its expenses, etc., approved April 15, 1903.

No. 502. House bill to require persons maintaining manufacturing establishments from which deleterious or waste material flows, or is placed in any river or tributary thereof, in this Commonwealth, from which any city or town obtains its water supply for domestic

purposes to establish and maintain, under rules and regulations to be prescribed by the State Board of Health, a suitable plant for the purification of such waste material, with recommendation that it do not pass.

No. 503. House bill to amend and re-enact section 6 of an act entitled An act to provide for the issuing of county bonds for permanent road and bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns.

No. 504. House bill to amend and re-enact an act approved March 3, 1908, entitled An act to amend and re-enact an act approved March 10, 1904, entitled an act to provide for lists of all persons who have paid their State poll taxes, and for posting the same, and providing compensation therefor, having been considered by the committee in session, was reported from the Committee on Privileges and Elections.

A message was received from the Senate, by MR. RISON, who informed the House that the Senate had agreed to House joint resolution relating to the adoption of the single list of books by the State Board of Education.

The following were presented and referred under Rule 37:

To the Joint Committee on Special, Private and Local Legislation:

By MR. TERRELL: A bill to authorize Buckingham county, from time to time, as necessary, to borrow money and issue bonds for a sum not exceeding \$50,000 for the purpose of uniting in the building, in the county of Buckingham, of State money aid roads.

To the Committee on Finance:

By MESSRS. HARWOOD, BELL and WHITE of Rockbridge: A bill to provide for and authorize the purchase of at least one-half of the property in the city of Richmond, known as the Ford's Hotel block, for the purpose of erecting a modern fireproof building for the State Library rooms, for the Supreme Court of Appeals of Virginia, and for other buildings for the departments and agencies of the State.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 158. Senate bill to provide for the examination and testing of dairy cattle for controlling tuberculosis, and to appropriate money for expenses thereof.

No. 82. Senate bill to amend and re-enact an act entitled An act to provide for lists of all persons who have paid their State poll taxes, and for posting the same, for providing compensation therefor, approved March 10, 1904.

No. 382. Senate bill providing for the enactment of concurrent legislation regarding the fish and shellfish industry in the Potomac river, in accordance with the compact entered into between the States of Maryland and Virginia on the 28th day of March, in the year 1785, and to repeal all acts inconsistent with the provisions of this act.

No. 10. Senate bill to amend and re-enact subsections 2, 6, 11, 12 and 15 of section 2086 of the Code of Virginia, as heretofore amended.

No. 115. Senate bill to amend and re-enact section 4 of chapter 4 of an act entitled an act concerning corporations, which became a law on May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chapter 4 of an act concerning corporations. (Supplement 1910, Pollard's Code, section 1105-b (4), page 154.)

No. 205. Senate bill to amend and re-enact section 1527 of chapter 67 of the Code of Virginia, as amended by an act of the General Assembly, entitled an act to amend and re-enact chapter 67 of the Code of Virginia, in relation to public free schools in cities and towns constituting separate school districts, so as to provide that certain officers shall not be eligible to more than one office.

No. 392. Senate bill to authorize the trustees of Clinton Grange, No. 220, an order of farmers in the county of Cumberland, to make sale of property held by them and to divide the proceeds among the members of said order.

No. 216. Senate bill to secure the purity of mineral or other waters sold to the public in bottles or packages.

No. 256. Senate bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and

purse nets in the waters of James and Chickahominy rivers below tide-water, approved May 16, 1887, as amended by act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894.

No. 168. Senate bill to amend and re-enact section 11 of chapter 1, sections 7, 8, 9, 17, 19, 34 and 39 of chapter 2, and to add new sections 52, 53, 54 and 55 to chapter 2 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

No. 124. Senate bill to revoke the license and authority of any foreign insurance company to do business in this State who shall remove suits or proceedings brought against any such company in the courts of this Commonwealth to any federal court without the consent of the other party to such suit or proceeding.

No. 182. Senate bill to amend and re-enact section 26 of chapter 8 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, and further to provide for the recognition of instruments revoking the powers of agents of surety, guaranty, fidelity or security companies who have been authorized by power of attorney to act for such companies.

No. 283. Senate bill to amend and re-enact section 1166 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact chapter 48 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact sections 1165 and 1166 of chapter 48 of the Code of Virginia, prescribing qualifications of bank directors, approved February 29, 1888, and by an act entitled an act to repeal section 1168 of chapter 48 of the Code of 1887, fixing a limitation on banking associations in discounting accommodation paper to one-tenth part of the capital stock of such association actually paid in, approved March 2, 1888, and by an act entitled an act to amend and re-enact section 1163 of the Code of Virginia, in relation to banks holding real estate, approved February 15, 1894, and by an act entitled an act to amend and re-enact section 1170 of the Code of Virginia, in relation to statements made by banks, approved January 22, 1898; approved January 4, 1904, so as to prescribe a



penalty for failure of directors of banks to file oath with the State Corporation Commission.

No. 382. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act approved March 12, 1908, entitled an act to prohibit the granting of charters to banks having a minimum capital stock of less than \$10,000, and providing how the same shall be paid in, and how branches thereof may be authorized, and providing that such banks shall be subject to local taxation in the county, city or town in which such branch is located, approved March 16, 1910.

No. 284. Senate bill adding new sections to the Code of Virginia, providing for the regulation of State banks and fixing certain penalties for the violation thereof.

No. 212. Senate bill to provide for designation by cities and towns of segregation districts for residence of white and colored persons; for the adoption of this act by such cities and towns, and for penalties for the violation of its terms.

No. 293. Senate bill to authorize the boards of supervisors of the several counties and the councils of the several cities and towns of this Commonwealth to exempt from local taxation obligations issued by such counties, cities and towns.

No. 313. Senate bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908.

No. 391. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties, approved March 15, 1910.

No. 399. Senate bill to authorize the board of supervisors of Mecklenburg county, Virginia, to designate depositories for the proceeds arising from the sale of permanent road improvement bonds, and to make contracts for the payment of interest thereon by said depositories.

No. 407. Senate bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Spring, in Washington county.

No. 417. Senate bill to provide for submission to the people for approval and ratification the proposed amendment to section 117 of article 8 of the Constitution of Virginia.

No. 446. Senate bill to protect pheasants in the county of Middlesex.

No. 104. Senate bill to amend and re-enact section 2048 of the Code of Virginia, 1887, as amended by an act of the General Assembly, approved December 31, 1903, entitled an act to amend and re-enact section 2048 of the Code of 1887, as amended by an act of the General Assembly, approved February 26, 1896, as amended by an act approved March 7, 1900, so as to provide how the present existing fence law in any county, magisterial district or selected portion of any county other than such as now has no fence law may be changed by the board of supervisors of such county, with amendments.

No. 299. Senate bill for the relief of the ferries company.

No. 335. Senate bill to consolidate into one act all acts relating to Confederate pensions, and to repeal all acts and parts of acts in conflict herewith.

No. 137. Senate bill to amend and re-enact sections 4 and 10 of an act to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as heretofore amended, entitled an act defining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 29, 1888, entitled an act to further define the duties and enlarge the powers of the Commissioner of Agriculture, and an act approved March 5, 1888, entitled an act to provide a Commissioner of Agriculture of Virginia, and make an appropriation therefor and to repeal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908.

No. 288. Senate bill to amend and re-enact an act approved March 13, 1908, entitled An act providing the method by which cities and towns in this Commonwealth may vote upon the issuance of bonds contemplated by clause B of section 127 of the Constitution.

No. 438. Senate bill to establish a dispensary for the sale of intoxicating liquors in the town of Ridgeway, in the county of Henry, Virginia, and to prohibit the sale, barter or exchange of such liquors in said town, except as provided by this act, approved March 12, 1904, be amended and re-enacted so as to read as follows.

No. 303. Senate bill to submit to the qualified voters of the town of Warrenton, in the county of Fauquier, at a special election to be held therefor, when the town council so directs, the question of the establishment of a dispensary for the sale of intoxicating liquors in the town of Warrenton, and in the event of a majority of those voting at said election for said dispensary, then further to provide for the establishment and conduct of the same, and to prohibit thereafter, within said town, or within one mile of its limits, the sale, barter or

exchange of intoxicating liquors by all persons, firms or corporations, except as provided herein.

The following House bills were read at length a first time and ordered to be printed:

No. 495. House bill to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth vs. Henry Clay Beattie, Jr.

No. 496. House bill to provide a more ample revenue for the support of the public free schools of Virginia.

No. 497. House bill to amend and re-enact section 834 of the Code of Virginia, as amended and re-enacted by an act approved March 16, 1910, entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, to award premiums for scalps.

No. 498. House bill to authorize J. F. Smith, of York county, Virginia, to erect a wharf on Cheesman creek.

No. 499. House bill to amend and re-enact section 2 of an act entitled an act to provide for working and keeping in repair the public roads and bridges and to regulate the manner of opening new roads in the county of Montgomery, as heretofore amended.

No. 500. House bill in regard to the regulation and control of water supply companies by the State Corporation Commission.

No. 501. House bill to amend and re-enact section 72 of an act entitled an act to put in effective operation the provisions of the Constitution relating to the creation, appointment and organization of the State Corporation Commission, its jurisdiction, powers, functions and duties; the qualifications of members and officers thereof, their appointment and salaries; the location of its offices and places and times of its public sessions, its writs, processes, orders, findings and judgments, appeals from its orders, findings and judgments, and its expenses, etc., approved April 15, 1903.

No. 502. House bill to require persons maintaining manufacturing establishments from which deleterious or waste material flows or is placed in any river or tributary thereof in this Commonwealth, from which any city or town obtains its water supply for domestic purposes, to establish and maintain, under rules and regulations to be prescribed by the State Board of Health, a suitable plant for the purification of such waste material.

No. 503. House bill to amend and re-enact section 6 of an act entitled An act to provide for the issuing of county bonds for permanent road and bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908.

No. 504. House bill to amend and re-enact an act approved

March 3, 1908, entitled An act to amend and re-enact an act approved March 10, 1904, entitled an act to provide for lists of all persons who have paid their State poll taxes and for posting the same, and providing compensation therefor.

The following House bills were read at length a third time and passed:

No. 426. House bill to authorize C. B. Woodward to establish a ferry across Powell's river, at Powell's ford, in Lee county—yeas, 71; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Banks, Bell, Brewer, Brown, W. N., Buck, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—71.

NAYS—None.

No. 381. House bill to permit the directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital—yeas, 72; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Bell, Borden, Bowman, Brewer, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—72.

NAYS—None.

No. 477. House bill to authorize and empower the board of supervisors of Culpeper county to issue bonds to raise money for the purpose of providing for and erecting and building certain bridges in said county—yeas, 74; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Bell, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Cox, Creamer, Daniel, Evans, Ewing, Flanagan, Fulton, Gilliam, Grant, Harwood, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Mil-



stead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Wise, Wissler, Mr. Speaker—74.

NAYS—None.

No. 485. House bill to validate a certain bond issue had in the town of Virginia Beach, authorized by an election held November 20, 1906—yeas, 68; nays, 2.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W. Banks, Bell, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Old, Oliver, Page, Peek, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Stebbins, Stephenson, John W., Stratton, Sutphin, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Wise, Wissler, Mr. Speaker—68.

NAYS—Messrs. Jennings, Montague—2.

No. 486. House bill to amend and re-enact sections 13 and 16 of an act approved March 12, 1904, entitled an act to incorporate and provide a charter for the town of Damascus, Virginia—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Creamer, Daniel, Evans, Ewing, Fitzhugh, Grant, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard Stebbins, Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Williams, Wise, Wissler, Mr. Speaker—79.

NAYS—None.

No. 487. House bill to authorize Northampton county to borrow money and issue bonds for a sum not exceeding \$150,000 for the purpose of building public roads in said county—yeas, 67; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Brown, W. N., Buck, Burt, Chalkley, Clarke, Coleman, C. R., Creamer, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Moore, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford,

Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, John S., Williams, Wise, Wissler, Mr. Speaker—67.

NAYS—None.

No. 488. House bill to amend and re-enact section 5 of the charter of the town of Highland Park—yeas, 73; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Pages, Peek, Parker, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—73.

NAYS—None.

No. 492. House bill to amend and re-enact section 1656-a, Code of Virginia, in reference to appointing teachers in the Virginia School for the Deaf and Blind at Staunton, Virginia—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bell, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—76.

NAYS—None.

No. 498. House bill to authorize J. F. Smith, of York county, to erect a wharf on Cheesman creek, was, on motion of Mr. STEPHENSON, of James City, taken up out of its order on the calendar.

MR. STEPHENSON of James City moved to dispense with the printing and several readings of the bill required by section 50 of the Constitution, which was agreed to—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bell, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Ruther-

foord, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

The bill was ordered to be engrossed.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

AYES—Messrs. Adams, Baker, W. W., Banks, Bell, Bowman, Brewer, Brown, W. N., Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise—78.

NAYS—None.

'No. 499. House bill to amend and re-enact section 2 of an act entitled an act to provide for working and keeping in repair the public roads and bridges, and to regulate the manner of opening new roads in the county of Montgomery, as heretofore amended, was, on motion of Mr. FLANAGAN, taken up out of its order on the calendar.

MR. FLANAGAN moved to dispense with the printing and several readings of the bill required by section 50 of the Constitution, which was agreed to—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Buck, Chalkley, Christian, Clarke, Creamer, Daniel, Earman, Evans, Ewing, Flanagan, Fulton, Gilliam, Grant, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—79.

NAYS—None.

The bill was ordered to be engrossed.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gil-

Ham, Grant, Harwood, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 426, 381, 477, 485, 486, 487, 488, 492, 498 and 499, House bills, were passed, were rejected.

The hour of 11 o'clock A. M. having arrived,

No. 476. House bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, special and continuing order, came up.

MR. BOWMAN moved to amend the bill—Agriculture and Immigration—page 7, line 155, after the word “immigration,” insert “for the promotion of homeseekers and land settlers and investors in Virginia, and for advertising the resources of this State in other States and countries, five thousand dollars; and”; which was agreed to.

MR. STEPHENSON of Bath moved to amend the bill. Pages 9 and 41—Library—between lines 194 and 195, insert, “for constructing metal shelving and appliances for manuscript records and for the proper preservation of these records, \$3,000”; which was agreed to.

MR. COX moved to amend the bill. Page 9, lines 193 and 194—doorkeeper, State Library—strike out “\$780” and insert “\$840”; which was agreed to.

MR. FITZHUGH moved to amend the bill. Page 9, line 208—conductors, Library Building—strike out words “seven hundred and twenty dollars each, fourteen hundred and forty dollars” and the figures “\$1,440” and insert the words “seven hundred and eighty each, fifteen hundred and sixty dollars” and the figures “\$1,560”; which was agreed to.

MR. COX moved to amend the bill. Page 9, lines 210 and 211—policeman at Library—strike out “\$660” and insert “\$720”; which was agreed to.

MR. MONTAGUE moved to amend the bill. Page 40, lines 212 and 213, strike out “seven hundred and eighty dollars, \$780” and insert “eight hundred and forty dollars, \$840”; which was agreed to.

MR. RUTHERFOORD moved to amend the bill. Watchman, Court of Appeals—Page 10, lines 214 and 215, strike out words “seven hundred and eighty dollars” and insert “eight hundred and forty dollars, \$840”; which was agreed to.



MR. FITZHUGH moved to amend the bill. Page 10, lines 216—janitors at Library—strike out “six hundred and sixty dollars each, the sum of one thousand three hundred and twenty dollars” and the figures “\$1,320,” and insert the words “seven hundred and twenty dollars, fourteen hundred and forty dollars” and the figures “\$1,440”; which was agreed to.

MR. LAND moved to amend the bill. Page 10, line 219—engineers, power plant—strike out “ten hundred and eighty dollars each, three thousand two hundred and forty dollars” and insert “twelve hundred dollars each, \$3,600”; which was agreed to.

MR. CREAMER moved to amend the bill. Page 10, line 223—firemen, power plant—strike out beginning with “seven,” down to “dollars,” line 225, and insert “eight hundred and forty dollars each, two thousand five hundred and twenty.” Line 226, strike out “\$2,340” and insert “\$2,520”; which was agreed to.

MR. FITZHUGH moved to amend the bill. Page 10, line 230—janitors, Capitol Building—strike out “the sum of six hundred and sixty dollars each, one thousand nine hundred and eighty dollars,” and the figures “\$1,980,” and insert “seven hundred and twenty dollars each, two thousand one hundred and sixty dollars” and the figures \$2,160”; which was agreed to.

MR. WHITE of Albemarle moved to amend the bill. Page 11, line 235—conductors of elevators at Capitol—insert after the word “hundred” the word “sixty”; which was agreed to.

MR. MONCURE moved to amend the bill—Commission of Fisheries—after the word “tax,” in line 448, insert the following: “And to William E. Raab, the sum of five hundred dollars, to reimburse him for the expenses he necessarily had to incur by reason of a wound inflicted accidentally upon him by officials of the State charged with the enforcement of the fish and oyster laws, which amount shall be in full settlement of all claims whatsoever of the said Raab against the Commonwealth, and said sum of five hundred dollars shall be paid out of the general fund appropriated to the Commission of Fisheries”; which was agreed to.

MR. BOWMAN moved to amend the bill. Page 13, line 281—electric chair—add at end of line “or so much thereof as may be necessary”; which was agreed to.

MR. STEBBINS moved to amend the bill. Page 23, line 509—public high schools—after the word “thirty” insert the word “two”; which was agreed to.

MR. RICHARDSON moved to amend the bill. Page 23, line 526—teachers’ pension fund—after the word “dollars” strike out the words “and a further sum of \$3,000 to cover deficit”; which was rejected.

MR. GILLIAM moved to amend the bill. Page 26, line 569—

physician, Central and Southwestern Hospitals—strike out “\$3,000” and insert “\$6,000.” Page 26, line E, strike out words “Central State Hospital and,” and on line F strike out word “each,” and after word “each” strike out “\$2,400” and insert “\$1,200”; which were severally agreed to.

MR. GILLIAM moved to amend the bill. Page 26, line 6, after word “hospital” insert the words “not exceeding,” and on line F, after word “hospital,” insert words “not exceeding”; which was agreed to.

MR. GILLIAM moved to amend the bill. Page 27, line 584—engineer at hospital—strike out word “seven” and insert word “nine,” and strike out “\$2,100” and insert “\$2,700”; which was rejected.

MR. GILLIAM moved to amend the bill. Page 27, line 584½—engineer, Eastern Hospital—strike out “\$1,200” and insert “\$1,000”; which was rejected.

MR. STEBBINS moved to amend the bill. Page 27, lines 592 and 593—State Female Normal School—strike out the words “fifty-five” and insert the words “sixty”; which was agreed to.

Pending the further consideration of which the hour of 1 o'clock P. M. having arrived,

No. 25. House bill to establish a State tax commission, to define the duties thereof, to put the State Accountant under the control of said commission, to define the duties of such accountant, and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State Accountant and defining his duties, and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, special and continuing order, came up.

The House proceeded to consider the substitute proposed by the Committee on Finance.

MR. BYRD severally moved to amend the substitute as follows:

Section 2, line 1, strike out the word “members” and substitute the word “member.”

Section 6, line 13, strike out the word “city” and substitute the word “cities.”

Section 9, line 6, strike out the words “land and.”

Section 14, line 17, before the word “city” insert “the corporation court of the.”

Section 17, line 3, after the word “assessor” insert the words “in the circuit court of the county or corporation court of the city where such commissioner or assessor holds office.”

Strike out section 18 and insert the following:

“Sec. 18. From and after January 1, 1913, the members of the Corporation Commission, the members of the Tax Commission (ex-

cept the mineral assessor), and the Governor and the Auditor of Public Accounts shall constitute a board, whose duty it shall be to fix the minimum gross assessments to be put on the real and personal property of each corporation now assessed for taxes by the State Corporation Commission, and it shall be the duty of the State Corporation Commission, in making the assessments of real and personal property of such corporations, to assess the same as now provided by law, so that the aggregate thereof shall be at least equal to such minimum gross assessments so fixed by such board."

Strike out sections 19 and 20 and insert the following:

19. The aggregate of taxes imposed by this act on personal property, as hereinafter defined, shall not exceed the aggregate of taxes now imposed on personal property added to the normal increment, hereinafter defined.

To prevent the imposition of any other increased taxes, the tax commission, the Governor, the Auditor of Public Accounts, the Treasurer of the Commonwealth and the chairman of the Corporation Commission shall have power to fix the tax rate on personal property in the manner prescribed by this section and the tax rate on lands and improvements in the manner prescribed by section 20 of this act.

The tax rate on personal property for the year 1913 shall be that percentage of the present rate of thirty-five cents on the hundred dollars' valuation, which the valuation of personal property for the year 1912, added to the normal increment, is of the valuation of personal property for the year 1913.

The term personal property as used in this section shall include all personal property now assessed on the property books and the personal property of the public service corporations now assessed by the Corporation Commission and hereafter to be assessed in the manner prescribed in section 18 of this act.

The terms normal increment as used in this section shall be construed to be the average, normal annual increase in the valuation of personal property as shown by the assessment of personal property on the property books for the years 1907 to 1912, inclusive, added to the like average annual normal increase in the valuation of the personal property of public service corporations, as shown by the assessment thereof for the years 1907 to 1912, inclusive.

The tax rate board shall ascertain the normal increment, shall add the same to the valuation of personal property for the year 1912, and shall divide the same by the valuation of the personal property for the year 1913. The resulting percentage shall be the percentage of the present rate of thirty-five cents on the hundred dollars, which shall be the tax rate for the year 1913.

This valuation shall be made and certified by the tax rate board

as soon as the assessment for the year 1913 shall have been completed and the records thereof filed with the Auditor of Public Accounts. The rate fixed on the basis of this valuation shall be proclaimed by the Governor not later than November the 1st, 1913, and shall be the rate employed by collecting officers of the Commonwealth in extending taxes for that year. The revenue from taxes so collected shall be divided in the same relative proportions as at present for the support of the government, for the support of the public free schools and for the payment of pensions.

For the year 1914 and thereafter until changed the tax rate shall be made and proclaimed in the manner prescribed in this section, except that the normal increment shall not be added to the valuation of personal property for any year in determining the percentage of the valuation of the succeeding year.

After the reassessment of lands in 1915, unless other provisions be made by statute, the aggregate of taxes imposed on lands, as hereinafter defined, shall not exceed the aggregate of taxes now imposed, added to the normal increment, hereinafter defined.

To prevent the imposition of any other increased taxes, the tax rate board, as provided for in section 19 of this act shall fix the tax rate on lands for the year 1916.

The said rate shall be that percentage of the present rate of thirty-five cents on the hundred dollars' valuation, which the valuation of lands for the year 1915 added to the normal increment, is of the valuation of lands for the year 1916, as shown by the reassessment of 1915.

The term lands as used in this section shall be construed to mean lands and improvements as shown on the land books, mineral lands, as assessed under the provisions of section 437-a of the Code, as amended, standing timber, ground rents and all the real estate and improvements of the public service corporations now assessed by the Corporation Commission and hereafter to be assessed in the manner prescribed by section 18 of this act.

The term normal increment as used in this section shall be construed to be the average, normal, annual increase in the valuation of lands as shown by the assessment of lands on the land books for the years 1911 to 1915, inclusive, added to the average normal annual increase in the valuation of the lands and improvements of public service corporations, as shown by the assessments thereof for the years 1911 to 1915, inclusive, together with the average normal annual increase in the valuation of mineral lands, ground rents and the standing timber, as shown by the assessments thereof for the same years.

The tax rate board shall ascertain the normal increment, shall add the same to the valuation of lands for the year 1915, and shall



divide the same by the valuation of lands for 1916, as shown by the reassessment of 1915. The resulting percentage shall be the percentage of the present rate of thirty-five cents on the hundred dollars' valuation, which shall be the tax rate for the year 1916.

This valuation shall be made and certified by the tax rate board as soon as the corrected books for the reassessment of 1915 shall have been received and accepted by the Auditor. The rate so fixed on the basis of this valuation shall be proclaimed by the Governor not later than November 1, 1916, and shall be the rate employed by collecting officers of the Commonwealth in extending taxes for that year. The revenue from taxes so collected shall be divided in the same relative proportion as at present for the support of the government and for the support of the public free schools and for the payment of pensions.

For the year 1917 and thereafter until changed the tax rate shall be made and proclaimed in the manner prescribed in this section, except that the normal increment shall not be added to the valuation of personal property for any year in determining the percentage of the valuation of the succeeding year.

Section 21, line 6, strike out the word "twenty-one" and substitute the word "twenty-four."

Section 22, line 2, after the word "improvements," insert the words "or on personal property."

Section 22, line 4, strike out the words "eighteen and nineteen" and substitute the word "nineteen."

Section 23, line 5, strike out the words "commissioner of" and substitute the words "commissioner or."

Section 26, line 4, strike out all from the word "shall" to the words "the court," in line 8, and substitute therefor the following, "and upon the request of the board of supervisors of any county or of the council of any town or city, or a majority thereof, shall cause the same to be installed in the office of any local officer charged with the collection or disbursement of the funds of the State or of any county, city or town; and such officer who may neglect or refuse to adopt such system so prescribed may be compelled to do so by a writ of mandamus at the suit of the board of supervisors or of the council in."

Section 29, line 3, after the word "power," insert the words "now vested in him by law"; which were severally agreed to.

MR. BURT moved to amend as follows:

Amend section 1, lines 3 and 4, by striking out the words "to be appointed by the Governor," and insert in lieu thereof the words "to be elected by the General Assembly."

Amend section 2, lines 1 and 2, by striking out the words "appointed by the Governor" and insert the words "elected by the General Assembly."

Amend section 3, lines 3 and 4, by striking out the words "one member of the commission shall be chosen by the commission as its chairman," and insert the words "the commissioner elected by the General Assembly shall be chairman of the commission."

Amend section 24, line 1, by striking out the words "the Governor shall appoint," and insert the words "the General Assembly shall elect."

In section 32, line 13, strike out the word "appointed" and insert the word "elected" in lieu thereof; which were rejected.

MR. WILLIAMS offered an amendment in the nature of a substitute, as follows:

Amend section 1, strike out all after the words "consist of," in line 3, and insert the following: "two commissioners to be elected by the General Assembly, whose principal occupation at the time of their election shall be that of agriculture or farming, and the State Accountant."

MR. LAND moved to amend the substitute offered by MR. WILLIAMS, as follows:

Strike out the words "whose principal occupation at the time of their election shall be that of agriculture or farming," and insert in lieu thereof "the occupation of one of whom at the time of his election shall be that of agriculture or farming"; which was rejected.

The amendment proposed by MR. WILLIAMS was agreed to.

MR. BELL moved to amend the bill, sections 14 and 15, lines 26 and 9, respectively: Strike out "equally" and insert in lieu thereof "equitably"; which was agreed to.

MR. THROCKMORTON moved to amend as follows: In line 6, section 17, page 8, strike out the words "and upon conviction" and insert "and if the court finds that the commissioner or land assessor has failed to obey the order of the court, or that he was wrong in not obeying the rulings of the commission when no appeal was taken"; which was rejected.

MR. WILLIAMS moved to strike out section 17; which was agreed to—yeas, 46; nays, 37.

On motion of MR. WILLIAMS, the vote was recorded as follows:

YEAS—Messrs. Borden, Browning, Buck, Chalkley, Clarke, Earman, Flanagan, Fulton, Grant, Kemper, Kent, Lunsford, Martin, Massie, Moore, Mustard, Norris, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Utz, Walton, Weaver, Webb, White, Hugh A., Williams, Wise, Wissler—46.

NAYS—Messrs. Baker, W. W., Bargamin, Bell, Bowman, Brewer, Burt, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Houston, Jennings, Jordan, Kinsey, Land, Love, Malbon, Meetze, Milstead, Moncure, Montague, Moseley, Old, Oliver, Page, Rutherford, Terrell, Throckmorton, Tiffany, Watts, White, John S., Mr. Speaker—37.

The substitute, as amended, was agreed to.

The bill, as amended, was ordered to be engrossed.

MR. BYRD moved to dispense with the further readings of the bill required by section 50 of the Constitution, which was agreed to—yeas, 66; nays, 9.

The vote required by the Constitution was recorded as follows:

**AYES**—Messrs. Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harwood, Ivey, Jennings, Jordan, Kent, Land, Love, Lunsford, Malbon, Meetze, Moncure, Montague, Moseley, Mustard, Old, Oliver, Page, Peek, Peyton, Richardson, Roberts, F. B., Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, White, John S., Williams, Wise, Wissler, Mr. Speaker—66.

**NAYS**—Messrs. Flanagan, Kemper, Kinsey, Martin, Moore, Rolston, Spessard, Templeton, Webb—9.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the negative—yeas, 46; nays, 38.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Baker, W. W., Bargamin, Bell, Bowman, Brewer, Brown, W. N., Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Creamer, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Harwood, Houston, Jennings, Jordan, Kent, Land, Love, Meetze, Milstead, Moncure, Montague, Moseley, Old, Oliver, Page, Peek, Richardson, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Terrell, Throckmorton, Tiffany, Utz, Watts, White, John S., Williams, Mr. Speaker—46.

**NAYS**—Messrs. Borden, Browning, Buck, Clarke, Cox, Earman, Flanagan, Fulton, Grant, Kemper, Kinsey, Lunsford, Martin, Massie, Moore, Mustard, Parker, Peyton, Radford, Rakes, Rew, Roberts, F. B., Roberts, John, Rolston, Spessard, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Walton, Weaver, Webb, White, Hugh A., Wise, Wissler—38.

MR. COX moved to reconsider the vote by which the bill was rejected.

MR. OLIVER moved to pass by the motion to reconsider; which was agreed to.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 o'clock P. M.

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### AFTERNOON SESSION.

The hour of 3:30 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

A message was received from the Senate, by MR. ROYALL, who informed the House that the Senate had agreed to House joint resolu-

tion naming Marshall McCormick, A. S. Higginbotham and J. H. Stewart to take into consideration the lands of Buchanan and Dickenson counties.

No. 476. House bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, special and continuing order, was resumed.

MR. ADAMS moved to amend the bill. Page 29, line 622—Virginia Agricultural and Mechanical College—strike out words and figures “\$61,750” and insert “sixty-six thousand seven hundred and fifty dollars (\$6,750)”; which was rejected—yeas, 50; nays, 22.

The vote required by the Constitution was recorded as follows:

AYES—Messrs. Banks, Bell, Brown, W. N., Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Evans, Fitzhugh, Gilliam, Houston, Ivey, Jordan, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Peek, Peyton, Rew, Roberts, F. B., Roberts, John, Robertson, Smith, Stebbins, Stephenson, H. U., Stratton, Sutphin, Taylor, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., Williams—50.

NAYS—Messrs. Baker, W. W., Borden, Brewer, Buck, Burt, Earman, Fulton, Harwood, Land, Moseley, Richardson, Row, Spessard, Stephenson, John W., Tabb, Templeton, Terrell, Utz, Willeroy, Wise, Wissler, Mr. Speaker—22.

MR. GILLIAM moved to reconsider the vote by which the amendment was rejected.

MR. WILLIAMS moved to pass by the motion to reconsider; which was agreed to.

MR. WILLIAMS moved to amend the bill. Page 29, line 634—Virginia Normal and Industrial Institute—after word “twenty” add word “one.”

Page 29, line 635, strike out figures “\$20,000” and insert “\$21,000”; which was rejected—yeas, 31; nays, 47.

On motion of MR. JENNINGS, the vote was recorded as follows:

YEAS—Messrs. Banks, Chalkley, Clarke, Coleman, Daniel, Cox, Creamer, Gilliam, Houston, Howerton, Ivey, Land, Martin, Massie, Meetze, Milstead, Moncure, Montague, Norris, Old, Rew, Roberts, F. B., Roberts, John, Robertson, Smith, Stephenson, H. U., Stephenson, John W., Terrell, Walton, Watts, White, Hugh A., Willeroy—31.

NAYS—Messrs. Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Christian, Daniel, Earman, Evans, Fitzhugh, Fulton, Harwood, Jennings, Jordan, Kent, Kinsey, Love, Lunsford, Malbon, Moseley, Mustard, Oliver, Page, Peek, Peyton, Radford, Rakes, Richardson, Row, Spessard, Stebbins, Stratton, Sutphin, Tabb, Taylor, Templeton, Throckmorton, Tiffany, Utz, Weaver, Webb, Wise, Wissler, Mr. Speaker—47.

MR. TEMPLETON moved to amend the bill. Pages 29 and 59, after line 633—Virginia Agricultural and Mechanical College—add the words “additional for district experiment stations, \$5,000”; which was agreed to.



MR. STEPHENSON of James City moved to amend. Page 30, line 643—Superintendent Epileptic Colony—strike out “two thousand” and insert “two thousand two hundred and fifty”; which was rejected.

MR. BAKER of Chesterfield moved to amend. Page 32, line 691—Virginia Home and Industrial School for Girls—after the word “ten” insert “and for necessary improvements on the property”; which was agreed to.

MR. MONTAGUE moved to amend the bill. Page 33, line 710—Board of Charities—strike out “\$6,500” and insert in lieu thereof the words “\$9,500, of which three thousand dollars, or so much thereof as may be necessary for additional work required by the acts passed at present session”; which was agreed to—yeas, 61; nays, 19.

On motion of Mr. MONTAGUE, the vote was recorded as follows:

YEAS—Messrs. Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Buck, Chalkley, Christian, Clarke, Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Howerton, Ivey, Jordan, Kent, Land, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Old, Oliver, Parker, Peek, Peyton, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Tate, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Wise, Mr. Speaker—61.

NAYS—Messrs. Burt, Love, Lunsford, Mustard, Page, Rakes, Richardson, Rutherford, Spessard, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Webb, Williams, Wissler—19.

MR. LOVE moved to amend the bill. Page 33, line 712—cattle quarantine—strike out “\$3,500” and insert “\$1,500”; which was rejected.

MR. COX moved to amend. Page 33, line 720, after the line, add “the State Auditor of Public Accounts during the fiscal year of 1912 is instructed and empowered to draw his warrant in favor of the Virginia Regent of the Confederate Museum for the sum of one hundred and twenty dollars, to be expended in caring for the Virginia room in the Confederate Museum”; which was agreed to.

MR. MEETZE moved to amend. Page 64, line 728, add the following: “No institution in this State, except hospitals for the insane, shall hereafter exceed the amount of its appropriation, and if any such institution shall exceed the amount of its appropriation, there shall be no reimbursement of said excess, nor shall there be any liability or obligation upon the State to make any appropriation hereafter to meet such deficit”; which was agreed to.

MR. WHITE of Rockbridge moved to amend. Page 43, lines 256 and 251—salary surgeon penitentiary—strike out “one thousand eight hundred dollars” and insert in lieu thereof “one thousand two hundred dollars.” Strike out “\$1,800” and insert “\$1,200”; which was agreed to—yeas, 49; nays, 27.

On motion of MR. Cox, the vote was recorded as follows:

YEAS—Messrs. Banks, Bargamin, Bell, Borden, Browning, Burt, Chalkley, Clarke, Earman, Evans, Grant, Jennings, Kent, Kinsey, Love, Malbon, Martin, Massie, Milstead, Moseley, Mustard, Norris, Parker, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, John W., Sutphin, Tabb, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., Wise, Wissler—49.

NAYS—Messrs. Coleman, Daniel, Cox, Creamer, Fitzhugh, Gilliam, Harwood, Houston, Jordan, Land, Lunsford, Meetze, Moncure, Montague, Moore, Old, Oliver, Page, Rutherford, Stephenson, H. U., Stratton, Tate, Templeton, Watts, Weaver, White, John S., Williams, Mr. Speaker—27.

MR. TEMPLETON moved to amend. Page 59, line 619—Virginia School for the Deaf and Blind—after the words “and debt,” strike out “\$51,500” and insert “fifty-four thousand and five hundred dollars”; which was agreed to.

MR. HARWOOD moved to amend. Page 44, line 277—guard, penitentiary—add “for extra guards, \$2,600”; which was agreed to.

MR. TATE moved to amend. Page 59, line 615—Virginia Military Institute—strike out “five thousand dollars” and insert “ten thousand dollars”; which was agreed to.

MR. OLIVER moved to amend. Page 58, line 595½—Harrisonburg School—strike out “twenty-five” and insert “thirty-five”; which was rejected.

MR. BOWMAN moved to amend. Page 58, line 597—Normal School at Fredericksburg—strike out “\$30,000” and insert “\$35,000”; which was agreed to.

MR. LAND moved to amend. Page 55, line 540—convict road force—after the word “act” strike out “seventy thousand” and insert “eighty-five thousand dollars”; which was rejected.

MR. Cox moved to amend as follows: Before section 2, on page 64, insert the following: “The sum of five thousand dollars, or so much thereof as may be necessary, for a committee of five on the part of the House, and five on the part of the Senate, which shall be named by the presiding officers of both bodies not earlier than the 10th day of November, 1913, who shall visit all public institutions and departments of government and then prepare the general appropriation bill and present the same to both branches of the General Assembly of 1914, on the first day it convenes. The Clerk of the House of Delegates shall be the clerk of the committee. The committee shall organize at Richmond not later than the 15th of November, 1913, and proceed with its work. They may in their discretion present a report of the financial condition of the State, but it shall be their duty to present to the General Assembly the general appropriation bill as they deem it should pass for the years 1914 and 1915 on the first day

of the session of 1914. Provided, that not more than three members of this committee come from House and Senate districts in which are located public State institutions of any kind; which was rejected.

MR. HOUSTON moved to amend. Page 55, line 526—school teachers' pension—after line 526 insert "to cover deficit the sum of \$3,000"; which was rejected.

Pending the further consideration of the bill, the House, on motion of MR. OLIVER, adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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SATURDAY, MARCH 2, 1912.

Prayer by Rev. J. J. Scherer, Jr., First Evangelical Lutheran Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, March 1, 1912.*

The Senate has passed, with amendments, House bills entitled an act to authorize the board of supervisors of Norfolk county to borrow a sum not exceeding \$100,000 for the purpose of permanent road improvements in said county, and to issue bonds therefor, secured by a deed of trust on the interest of said county in the Norfolk county ferries, and to authorize the circuit court of Norfolk county, or the judge thereof in vacation, to appoint a commission of three freeholders of said county to have charge of said permanent road improvements and the expenditure of the proceeds of said bond issue, No. 154; and an act to authorize the board of supervisors of the county of Nottoway to borrow a sum of \$10,000, or so much thereof as may be necessary, to continue the improvements of the public roads of the said county, No. 168.

And they have passed Senate bills entitled an act concerning railroad companies, in which, or in the stock or securities of which, the Commonwealth owns, or is entitled, to any proprietary rights or interest, No. 362; an act to amend and re-enact an act entitled an act to prescribe the mode in which clerks of courts shall keep a record of

all taxes and other public moneys collected by them, and to require them to pay the same into the treasury, No. 327; an act to provide for a compromise and settlement of certain contentions and differences between the Commonwealth and its political subdivisions, upon the one part, and the Richmond, Fredericksburg and Potomac Railroad Company, on the other part, No. 363; an act to amend and re-enact section 3179 of the Code of Virginia, as amended and re-enacted by an act approved February 5, 1900, as amended and re-enacted by an act approved February 11, 1901, and as otherwise amended, so as to read as follows, No. 207; an act to amend and re-enact section 7 of an act approved April 10, 1903, entitled an act to incorporate the town of Bowling Green, in the county of Caroline, No. 340; an act to require the Secretary of the Commonwealth to place two additional sets of Virginia Reports in the law library at Richmond, No. 447; an act to amend and re-enact an act entitled An act to continue in force and again appropriate \$10,000 heretofore appropriated by an act approved March 9, 1908, entitled an act to make an appropriation to provide for the erection of a monument on the battlefield of Gettysburg, Pennsylvania, to commemorate the services of Virginia troops in the battle on that field (no part thereof having been expended up to this time); also to approve the design of the monument selected by the committee appointed under said act of March 9, 1908, and to authorize and direct said committee to contract for the erection of said monument and to appropriate the further sum of \$40,000 for that purpose, approved March 9, 1910, and to continue in force the appropriation of the sum of \$40,000 until the first of March, 1914, No. 410; and an act to prohibit the catching of fish for the purpose of manufacture into oil, fish scrap or manure before the first day of June in any year, and to provide punishment therefor, No. 423.

In which they request the concurrence of the House of Delegates.

No. 154, House bill, was, on motion of MR. OLD, placed on the calendar.

No. 168, House bill, was, on motion of MR. LAND, placed on the calendar.

No. 423, Senate bill, was referred to the Committee on Chesapeake and Its Tributaries.

No. 207, Senate bill, was referred to the Committee for Courts of Justice.

No. 447, Senate bill, was referred to the Committee on Library.

Nos. 327 and 440, Senate bills, were referred to the Committee on Finance.

Nos. 362 and 363, Senate bills, were referred to the Committee on Roads and Internal Navigation.



No. 340. Senate bill, was referred to the Committee on Counties, Cities and Towns.

No. 298. Senate bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, having been considered by the committee in session, was reported from the Committee on Finance, with an amendment in the nature of a substitute.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on General Laws.

No. 412. Senate bill to amend and re-enact section 1413 of the Code of Virginia.

No. 311. Senate bill to amend and re-enact sections 3-b, 4, 5 and 7 of an act entitled An act to license and regulate the running of automobiles, locomobiles and other vehicles and conveyances whose motive power is other than animal power along and over public highways of this State, to provide for the registration of the same, to provide uniform rules regulating the use and speed thereof, and to prescribe penalties for the violation of said rules and regulations, and for the licensing of chauffeurs, and to repeal an act entitled an act to regulate the running of automobiles, locomobiles and other vehicles and conveyances whose motive power is other than animals along and over the public highways of this State, to provide for the registration of the same, to provide uniform rules regulating the use and speed thereof, and to prescribe for the violation of said rules, approved March 17, 1906, approved March 17, 1910.

No. 285. Senate bill to amend and re-enact sections 1164, 1168, 1169, 1170-f and 1171 of an act entitled an act to amend and re-enact sections 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add an independent section thereto, so as to provide for the examination of banks and other similar institutions in this State and to make certain general provisions and for the conduct of the business of banking, and to provide penalties for the violation of the provisions hereof, approved March 17, 1910, having been considered by the committee in session, was reported from the Committee on Insurance and Banking.

No. 249. Senate bill to amend and re-enact an act entitled An act to license and regulate the sale and inspection of condimental stock and poultry foods and powders intended for domestic animals and poultry, approved March 17, 1910, having been considered by the committee in session, was reported from the Committee on Agriculture and Mining.

No. 383. Senate bill to permit the directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital, having been considered by the committee in session, was reported from the Committee on Asylums and Prisons.

No. 535. House bill to prohibit the throwing and accumulation of sawdust in streams of water inhabited by fish, or tributary stream of water flowing into streams inhabited by fish, having been considered by the committee in session, was reported from the Committee on General Laws.

MR. BROWN of Westmoreland was granted three days' leave of absence, on motion of MR. NORRIS.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 412. Senate bill to amend and re-enact section 1413 of the Code of Virginia.

No. 311. Senate bill to amend and re-enact sections 3-b, 4, 5 and 7 of an act entitled an act to license and regulate the running of automobiles, locomobiles and other vehicles and conveyances whose motive power is other than animal power along and over public highways of this State, to provide for the registration of the same, to provide uniform rules regulating the use and speed thereof, and to prescribe penalties for the violation of said rules and regulations, and for the licensing of chauffeurs, and to repeal an act entitled an act to regulate the running of automobiles, locomobiles and other vehicles and conveyances whose motive power is other than animals along and over the public highways of this State, to provide for the registration of the same, to provide uniform rules regulating the use and speed thereof, and to prescribe for the violation of said rules, approved March 17, 1906, approved March 17, 1910.

No. 285. Senate bill to amend and re-enact sections 1164, 1168, 1169, 1170-f and 1171 of an act entitled an act to amend and re-enact sections 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add independent sections thereto, so as to provide for the examination of banks and other similar institutions in this State, and to make certain general provisions and for the conduct of the business of banking, and to provide penalties for the violation of the provisions hereof, approved March 17, 1910.

No. 249. Senate bill to amend and re-enact an act entitled An act to license and regulate the sale and inspection of condimental stock and poultry foods and powders intended for domestic animals and poultry, approved March 17, 1910.

No. 383. Senate bill to permit the directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital.

No. 505. House bill to prohibit the throwing and accumulation of sawdust in streams of water inhabited by fish, or tributary streams

of water flowing into streams inhabited by fish, was read at length a first time and ordered to be printed.

The motion of MR. EVANS to reconsider the vote by which

No. 174. House bill to allow any city or town in the State to employ temporarily a competent person to perform the duties pertaining to any office created by the charter or ordinances of cities or towns, was rejected, was agreed to.

The question being, "Shall the bill pass?" was put and decided in the negative—yeas, 39; nays, 31.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Banks, Bell, Bowman, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Daniel, Evans, Fitzhugh, Gilliam, Houston, Jordan, Kent, Land, Lunsford, Montague, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Terrell, Throckmorton, Watts, Weaver, White, John S.—39.

NAYS—Messrs. Anderson, Borden, Brewer, Brown, W. N., Cox, Creamer, Curtis, Earman, Fulton, Harwood, Kemper, Kinsey, Martin, Massie, Milstead, Moseley, Mustard, Norris, Robertson, Rolston, Stratton, Sutphin, Tiffany, Utz, Walton, Webb, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—31.

The motion of Mr. Cox to reconsider the vote by which

No. 25. House bill to establish a State tax commission; to define the duties and to fix the compensation of the members thereof; to provide for a reduction of the tax rate; to put the State Accountant under the control of said commission; and to repeal an act entitled an act to establish a uniform system of bookkeeping and accounting, and for the appointment of a State Accountant, and defining his duties; and to provide for the examination of the books of all officers entrusted with the collection, receipt, custody and disbursement of the revenues of the State, approved March 14, 1910, was rejected, was agreed to.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 52; nays, 33.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Banks, Bell, Bowman, Brewer, Brown, W. N., Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Harwood, Houston, Hower-ton, Jennings, Jordan, Kent, Land, Love, Malbon, Meetze, Milstead, Moncure, Montague, Moseley, Old, Oliver, Page, Peek, Richardson, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Terrell, Throckmorton, Tiffany, Utz, Watts, White, John S., Williams, Wise, Mr. Speaker—52.

NAYS—Messrs. Anderson, Borden, Browning, Buck, Clarke, Earman, Flanagan, Fulton, Grant, Kemper, Lunsford, Martin, Massie, Mustard, Parker, Peyton, Rakes, Roberts, F. B., Roberts, John, Robertson, Rolston, Spessard, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Walton, Weaver, Webb, White, Hugh A., Wissler—33.

MR. LAND moved to reconsider the vote by which the bill was passed; which was rejected.

MR. KINSEY stated that he voted in the negative on the passage of the bill, but that his vote was not heard at the clerk's desk.

Ordered that 250 copies of the bill be printed.

No. 298. Senate bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, was, on motion of Mr. BOWMAN, taken up out of its order on the calendar.

MR. BOWMAN moved to dispense with the several readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—83.

NAYS—None.

MR. CHALKLEY moved severally to amend the substitute proposed by the Committee on Finance, as follows:

Pages 29 and 59, line 622—Virginia Polytechnic Institute—strike out “\$61,750” and insert in lieu thereof “\$66,750”; which were severally agreed to.

MR. MEETZE moved severally to amend the substitute. Pages 23 and 54, line 509—high schools—add “additional amount for agricultural high schools out of the public treasury, \$18,000”; which were severally rejected.

The substitute proposed by the Committee on Finance, as amended, was agreed to.

The substitute was ordered to be engrossed, and being presently engrossed, the question being, “Shall the bill pass?” was put and decided in the affirmative—yeas, 75; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard,



Stebbins, Stephenson, John W., Stratton, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wissler—75.

NAYS—Messrs. Jennings, Webb—2.

MR. BOWMAN moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. BOWMAN carry the bill to the Senate and request their concurrence in the amendments proposed by the House.

No. 476. House bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, was, on motion of MR. BOWMAN, dismissed.

No. 168. House bill to authorize the board of supervisors of the county of Nottoway to borrow the sum of \$10,000, or so much thereof as may be necessary, to continue the improvement of the public roads of said county, came up.

The amendment proposed by the Senate was agreed to—yeas, 75; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Williams, Wise—75.

NAYS—None.

MR. LAND moved to reconsider the vote by which the amendments proposed by the Senate were agreed to; which was rejected.

No. 494. House bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 7, 1906, as amended and re-enacted by an act approved February 7, 1910, in relation to the reapportionment of representation in the General Assembly of Virginia, special order, was, on motion of MR. WILLIAMS, taken up out of its order on the calendar and made a special and continuing order for Tuesday, March 5th, at 12 o'clock M.

No. 28. Senate bill to regulate insurance of public buildings and other State property in Virginia, came up.

The amendment proposed by the Committee on Public Property was rejected.

The question being, "Shall the bill pass?" was put and decided in the negative—yeas, 15; nays, 49.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Cox, Creamer, Curtis, Grant, Jennings, Land, Moncure, Montague, Old, Rutherford, Stratton, Tate, Watts, Weaver, Webb—15.

**NAYS**—Messrs. Anderson, Bell, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Jordan, Kemper, Kent, Love, Lunsford, Martin, Massie, Meetze, Milstead, Mustard, Norris, Oliver, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Tabb, Taylor, Templeton, Throckmorton, Tiffany, White, Hugh A., Willeroy, Williams, Wise, Wissler—49.

MR. GILLIAM moved to reconsider the vote by which the bill was rejected; which was rejected.

No. 162. Senate bill to require the board of bridge commissioners of the Falmouth bridge, in the county of Stafford, to let out the collecting of tolls and keeping of said bridge to the highest bidder, came up.

The amendment proposed by the Committee on Roads and Internal Navigation was agreed to.

On motion of MR. MONCURE, the bill was amended.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 63; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Anderson, Bell, Bowman, Brown, W. N., Buck, Burt, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Ivey, Jennings, Jordan, Kent, Land, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., Williams, Wise—63.

**NAYS**—None.

No. 131. Senate bill to amend and re-enact fifth subdivision of section 834-g of the Code of Virginia, authorizing the board of supervisors of each county in the State to levy a tax on dogs and to enforce collection of said tax with certain penalties in case of failure to pay the same, came up.

On motion of MR. OLIVER, the bill was amended.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 46; nays, 11.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Baker, W. W., Bargamin, Bell, Brewer, Clarke, Coleman, Daniel, Curtis, Evans, Flanagan, Gilliam, Houston, Ivey, Jordan, Kemper,

Kent, Kinsey, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Old, Oliver, Page, Peek, Richardson, Roberts, F. B., Rutherford, Spessard, Stebbins, Stephenson, H. U., Tate, Templeton, Throckmorton, Tiffany, Utz, Watts, White, Hugh A., White, John S., Williams, Wise—46.

NAYS—Messrs. Anderson, Burt, Cox, Fulton, Mustard, Roberts, John, Row, Stratton, Taylor, Walton, Wissler—11.

No. 66. Senate bill to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved on the 3d day of March, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved March 5, 1900, as amended and re-enacted by an act entitled an act to amend and re-enact sections 3498, 3500, 3505, 3506 and 3508 of the Code of Virginia, and to amend and re-enact section 3515 of the Code of Virginia, as amended by an act approved February 14, 1896, and section 3519 of the Code of Virginia, as amended by an act approved February 14, 1896, and section 3519 of the Code of Virginia, as amended by an act approved February 18, 1896, and section 3528, as amended by an act approved March 5, 1900, and also to repeal section 3524 of the Code of Virginia, as amended by an act approved February 20, 1900, and section 3525 of the Code of Virginia, approved on the 31st day of December, 1903, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528, as amended and re-enacted by an act of the General Assembly of Virginia, entitled an act to amend and re-enact section 3528, as amended and re-enacted by an act of the General Assembly of Virginia, entitled an act to amend and re-enact section 3528, as approved March 15, 1906, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 17, 1910, came up.

The amendments proposed by the Committee on Finance were agreed to.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 52; nays, 19.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bell, Bowman, Brewer, Brown, W. N., Buck, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Houston, Ivey, Jordan, Kemper, Kinsey, Land, Lunsford, Meetze, Milstead, Montague, Mustard, Old, Oliver, Parker, Peek, Peyton, Rew, Richardson, Roberts, F. B., Roberts, John,

Rutherford, Smith, Stephenson, H. U., Tate, Templeton, Throckmorton, Tiffany, Watts, Weaver, White, Hugh A., White, John S., Wissler—52.

NAYS—Messrs. Borden, Daniel, Earman, Jennings, Kent, Moncure, Moore, Moseley, Radford, Rakes, Rolston, Spessard, Stebbins, Stephenson, John W., Taylor, Utz, Walton, Williams, Wise—19.

The following Senate bills were read at length a third time and passed:

No. 152. Senate bill to authorize the county of Louisa, Virginia, to borrow temporarily not exceeding \$15,000—yeas, 68; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Milstead, Moncure, Moore, Moseley, Mustard, Old, Oliver, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., Willeroy, Williams, Wise, Wissler—68.

NAYS—None.

No. 161. Senate bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended—yeas, 77; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Miltstead, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., Willeroy, Williams, Wise, Wissler—77.

NAYS—None.

No. 251. Senate bill to amend an act approved January 25, 1908, entitled an act to provide for the opening and working of roads and keeping the same in repair and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improving the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof—yeas, 71; nays, 0.



The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bargamin, Bell, Bowman, Brewer, Brown, W. N., Buck, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, John W., Stratton, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy Williams, Wise, Wissler—71.

NAYS—None.

No. 21. Senate bill to amend and re-enact section 788 of the Code of Virginia, relating to the report of the Auditor of Public Accounts—yeas, 61; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bell, Borden, Bowman, Brewer, Browning, Buck, Chalkley, Christian, Coleman, Daniel, Cox, Curtis, Evans, Ewing, Fitzhugh, Flanagan, Grant, Harwood, Houston, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Martin, Meetze, Milstead, Moncure, Montague, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Taylor, Throckmorton, Tiffany, Utz, Watts, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—61.

NAYS—None.

No. 206. Senate bill to reimburse W. C. Parks and others, district road commissioners for Washington county, for advancing certain funds for local public road improvement on account of a deficiency in the State convict road force fund—yeas, 62; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Old, Oliver, Page, Parker, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Templeton, Throckmorton, Tiffany, Utz, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—62.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 162, 152, 161, 131, 251, 66, 21 and 206, Senate bills, were passed, were rejected.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 P. M.

## AFTERNOON SESSION.

The hour of 3:30 o'clock P. M. having arrived, the chair was resumed.

On motion of Mr. JENNINGS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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MONDAY, MARCH 4, 1912.

Prayer by Rev. J. T. Mastin, of the Methodist Episcopal Church, South.

On motion of Mr. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, March 2, 1912.*

The Senate has passed House bill entitled an act to permit the directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital, No. 381.

They have rejected House bill entitled an act to provide for the calling and holding of an election upon the question of prohibiting the manufacture and sale of intoxicating liquors and to declare the effect of the result of such election, No. 218.

They have refused to concur in House substitute for Senate bill entitled an act to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, No. 298.

No. 234. Senate bill to authorize and direct the payment out of the treasury of a fee to E. P. Buford for services rendered by him to the Commonwealth, in the Supreme Court of Appeals, in the cases of the Commonwealth et al. vs. Camp Manufacturing Company and the Camp Manufacturing Company vs. the Commonwealth et al., having been considered by the committee in session, was reported from the Committee on Finance, with an amendment.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 286. Senate bill to amend and re-enact an act entitled An act to provide for the establishing, altering and building of public roads and bridges in the county of Shenandoah, and for the working and keeping the same in repair, approved February 8, 1898.

No. 436. Senate bill to provide for working roads in Stafford county.

No. 506. House bill to relieve J. L. Addington, J. B. Wells, Morgan Bolling and W. R. Collier, late members of the board of supervisors of Wise county, from refunding certain moneys received by them for services rendered in connection with the building of macadam roads in Wise county, having been considered by the committee in session, were reported from the Committee on Finance.

MR. WILLIAMS offered the following resolution:

In order that the finished work of the session may go regularly to the enrolling room to be prepared for presentation to the Governor,

Resolved, That the afternoon session be devoted first to the consideration of Senate bills on their third reading to which there are no objections and then to the business as it appears on the calendar: which was agreed to.

MR. COX offered the following joint resolution:

Resolved by the House of Delegates (the Senate concurring), That beginning Thursday, March 7, 1912, the House shall consider only Senate bills and House bills with Senate amendments, and the Senate shall consider only House bills and Senate bills with House amendments, and each house may consider conference reports and other privileged matter to the end that the work of each house may be disposed of by the other; provided, that all bills concerning the State's finances shall not be included in the order above provided, but may be acted on at any time either house may determine; which was agreed to.

Ordered that Mr. Cox carry the joint resolution to the Senate and request their concurrence.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND. March 4, 1912.

*To the General Assembly of Virginia:*

I herewith transmit a list of all pardons, commutations, respites and remission of fines granted by me from February 1, 1910, to January 1, 1912.

Very respectfully,

WM. HODGES MANN,  
Governor.

Ordered to be printed as House Document No. 9.

The following were presented and referred under Rule 37 :

To the Committee on Finance :

By MR. BOWMAN : A bill to require State departments authorized to collect taxes and fees and to pay the same into the treasury, also to disburse said collection out of the treasury by warrants drawn upon the Auditor of Public Accounts to file with the Auditor of Public Accounts statements showing in detail from what sources the taxes and fees collected by them are received, and to further require them to attach to the warrant they draw upon the Auditor of Public Accounts a duplicate account or bill which will clearly show for what purpose each of said warrants is drawn.

By MR. BOWMAN : A bill to authorize the Auditor of Public Accounts to pay out of the treasury the commissions allowed by law to county and city treasurers and to the clerks of courts on taxes collected by them and to forbid said officers to retain their commissions or any part of the same.

To the Joint Committee on Special, Private and Local Legislation :

By MR. REW : A bill to authorize the several magisterial districts of Accomac county to borrow money and issue bonds therefor for the purpose of building, improving and maintaining the public roads of said districts, in said county.

By MR. REW : A bill to authorize and empower the board of supervisors of Accomac county to levy a license tax on all vehicles used or operated in said county for the purpose of raising revenue for the construction, improvement and maintenance of public highways and bridges in said county.

By MR. WHITE of Albemarle : A bill for the relief of E. N. Cox.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time :

No. 234. Senate bill to authorize and direct the payment out of the treasury of a fee to E. P. Buford for services rendered by him to the Commonwealth in the Supreme Court of Appeals in the cases of the Commonwealth et al. vs. Camp Manufacturing Company and the Camp Manufacturing Company vs. the Commonwealth et al.

No. 286. Senate bill to amend and re-enact an act entitled An act to provide for the establishing, altering and building of public roads and bridges in the county of Shenandoah and for the working and keeping the same in repair, approved February 8, 1888.

No. 436. Senate bill to provide for working roads in Stafford county.



No. 506. House bill to relieve J. L. Addington, J. B. Wells, Morgan Bolling and W. R. Collier, late members of the board of supervisors of Wise county, from refunding certain moneys received by them for services rendered in connection with the building of macadam roads in Wise county, was read at length a first time and ordered to be printed.

THE SPEAKER laid before the House

No. 298. Senate bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914.

MR. BOWMAN moved that the House insist upon its amendment and request a committee of conference; which was agreed to.

Ordered that MR. BOWMAN inform the Senate that the House insists upon its amendment and requests a committee of conference.

A message was received from the Senate, by MR. ECHOLS, who informed the House that the Senate had agreed to the request of the House for a committee of conference upon the bill.

THE SPEAKER appointed MESSRS. BOWMAN, BAKER of Chesterfield and HARWOOD the committee of conference on the part of the House.

No. 124. Senate bill to revoke the license and authority of any foreign insurance company to do business in this State who shall remove suits or proceedings brought against such company in the courts of this Commonwealth to any federal court without the consent of the other party to such suit or proceedings, was, on motion of MR. BAKER of Chesterfield, taken up out of its order on the calendar.

On motion of MR. BAKER of Chesterfield, the bill was recommended to the Committee on Insurance and Banking.

The following Senate bills were read at length a third time and passed:

No. 70. Senate bill to make it a misdemeanor to borrow money from sales tobacco warehousemen upon a written promise or pledge to sell tobacco with said sales tobacco warehousemen and thereafter fail to comply with such written promise or pledge—yeas, 50; nays, 23.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Borden, Burt, Chalkley, Coleman, C. R., Creamer, Curtis, Daniel, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Howerton, Jennings, Kemper, Kent, Kinsey, Land, Love, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Tate, Templeton, Tiffany, Utz, Watts, Weaver, White, John S., Willero, Wissler—50.

NAYS—Messrs. Adams, Anderson, Baker, W. W., Bell, Browning, Buck, Evans, Fulton, Lunsford, Malbon, Martin, Smith, Stratton, Sutphin, Taylor, Terrell, Throckmorton, Walton, Webb, White, Hugh A., Williams, Wise, Mr. Speaker—23.

No. 254. Senate bill to amend and re-enact an act entitled an act to provide a new charter for the city of Portsmouth, approved March 10, 1908, by adding a new chapter thereto, to be known as chapter 9, in relation to civil and police justice, providing for his election or appointment and qualifications, describing his powers, duties, jurisdiction, term of office and compensation, and repealing section 7 of chapter 2 of said city charter—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—78.

NAYS—None.

No. 210. Senate bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1, 1888, by an act approved February 25, 1892, and by acts approved February 26, 1894, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898—yeas, 77; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—77.

NAYS—None.

No. 232. Senate bill to authorize the city council of Fredericksburg to issue its coupon or registered bond for the purpose of improving its streets in said city—yeas, 81; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman,

Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 202. Senate bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—83.

NAYS—None.

No. 222. Senate bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

No. 292. Senate bill to amend and re-enact an act entitled An act to provide a new charter for the town of Farmville, approved February 10, 1890, as amended by an act to amend and re-enact section 18 of the charter of the town of Farmville, approved February 9, 1898, and as amended by an act to amend and re-enact sections 1, 13

and 21 of an act entitled an act to provide a new charter for the town of Farmville, approved February 20, 1900, as amended by an act to amend and re-enact section 21 of the charter of the town of Farmville, approved February 8, 1901—yeas, 85; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

NAYS—None.

No. 235. Senate bill to incorporate the town of Dillwyn, in Buckingham county, Virginia—yeas, 87; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—87.

NAYS—None.

No. 268. Senate bill to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.



No. 264. Senate bill to amend and re-enact an act approved March 7, 1894, entitled an act to provide for working and keeping in repair the public roads of Nelson county, as amended by an act approved February 26, 1896, and as further amended by an act approved March 3, 1898—yeas, 87; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—87.

NAYS—None.

No. 209. Senate bill to amend and re-enact section 16 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act to provide for creating, working and maintaining the public roads in Fairfax county, and defining the boundaries of the same, approved March 14, 1904, approved March 8, 1906, approved March 14, 1908—yeas, 87; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—87.

NAYS—None.

No. 126. Senate bill to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia—yeas, 64; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Banks, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Houston, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin,

Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Rutherford, Stebbins, Stephenson, H. U., Stratton, Tate, Tiffany, Utz, Walton, Watts, Weaver, White, John S., Willeroy, Williams, Mr. Speaker—64.

NAYS—None.

No. 143. Senate bill to amend and re-enact section 3397 of the Code of Virginia, in relation to special commissioners of sale—yeas, 57; nays, 4.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Bell, Bowman, Brewer, Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Houston, Howerton, Ivey, Jennings, Kemper, Love, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Page, Radford, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Stephenson, John W., Stratton, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, White, John S., Willeroy, Williams, Wise, Wissler—57.

NAYS—Messrs. Oliver, Roberts, John, Rutherford, Mr. Speaker—4.

No. 265. Senate bill to amend and re-enact an act approved February 8, 1908, entitled an act to amend and re-enact an act approved March 10, 1904, entitled an act to amend and re-enact an act approved April 2, 1902, entitled an act to amend and re-enact an act entitled an act to provide a road law for Campbell county, approved March 5, 1900—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—80.

NAYS—None.

No. 253. Senate bill to amend and re-enact sections 4, 12, 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, and the printing of ordinances, and to add to the said charter a new section, to be known as section 32-a, in reference to the issuance of bonds, came up.

The amendments proposed by the Committee on Counties, Cities and Towns were agreed to.

On motion of MR. PARKER, the bill was amended.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—79.

NAYS—None.

No. 269. Senate bill to amend and re-enact section 123 of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended, came up.

On motion of MR. MONCURE, the title was amended.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 96. Senate bill to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910.

The amendments proposed by the Committee on Finance were agreed to.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 72; nays, 9.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bargamin, Bell, Borden, Bowman, Brewer, Browning, Buck, Burt, Chalkley, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Ewing, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver,

Page, Radford, Rew, Roberts, F. B., Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wissler—72.

NAYS—Messrs. Christian, Coleman, C. R., Earman, Massie, Roberts, F. B., Rutherfordord, Sutphin, Taylor, Wise—9.

Motions severally made to reconsider the votes by which Nos. 70, 254, 210, 232, 202, 222, 292, 235, 268, 264, 209, 126, 143, 265, 253, 269 and 96, Senate bills, were passed, were rejected.

No. 59. Senate bill providing that partnership real estate shall be treated as personal property unless a different intention shall appear, came up.

The amendment proposed by the Committee for Courts of Justice was agreed to.

The amendment being presently engrossed, the bill was read at length a third time and rejected—yeas, 20; nays, 41.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Borden, Christian, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Moseley, Oliver, Page, Roberts, F. B., Rutherfordord, Stephenson, John W., Tabb, Throckmorton, Utz, White, Hugh A., White, John S., Wise—20.

NAYS—Messrs. Adams, Anderson, Bell, Brown, W. N., Buck, Burt, Chalkley, Cox, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Hower-ton, Kemper, Kent, Kinsey, Land, Moore, Mustard, Rakes, Rew, Richardson, Roberts, John, Robertson, Rolston, Smith, Stebbins, Stephenson, H. U., Sutphin, Tate, Taylor, Templeton, Walton, Watts, Weaver, Webb, Williams, Wissler—41.

MR. WATTS moved to reconsider the vote by which the bill was rejected; which was rejected.

No. 296. Senate bill to require the Auditor of Public Accounts to call for statements of county, town and city treasurers concerning all financial affairs in said offices, and to provide penalties for the failure to comply with the provisions of this act, was, on motion of MR. STEPHENSON of James City, dismissed.

MR. COX moved to reconsider the vote by which the bill was dismissed; which was agreed to.

MR. GILLIAM moved to amend the bill. Section 2, line 6, after word "require," strike out rest of section 2; which was agreed to.

MR. LUNSFORD moved to amend the bill. Strike out the word "town" wherever it occurs in the bill; which was agreed to.

MR. EVANS moved to amend the bill. Section 3, line 2, strike out "every asset and liability" and insert "the assets and liabilities"; which was agreed to.

The amendments being presently engrossed, the bill was read at length a third time and rejected—yeas, 28; nays, 47.



The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Baker, W. W., Bell, Borden, Chalkley, Christian, Cox, Creamer, Earman, Ewing, Fitzhugh, Gilliam, Houston, Ivey, Jennings, Love, Martin, Milstead, Montague, Moseley, Radford, Rolston, Templeton, Terrell, Throckmorton, Watts, Weaver, White, Hugh A., White, John S., Mr. Speaker—28.

**NAYS**—Messrs. Banks, Brewer, Browning, Buck, Coleman, Daniel, Curtis, Evans, Flanagan, Fulton, Grant, Howerton, Kent, Kinsey, Land, Lunsford, Malbon, Massie, Meetze, Moore, Mustard, Norris, Old, Oliver, Page, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Tiffany, Utz, Walton, Webb, Williams, Wise, Wissler—47.

MR. STEPHENSON of James City moved to reconsider the vote by which the bill was rejected; which was rejected.

A message was received from the Senate, by MR. RISON, who informed the House that the Senate had passed, with an amendment, House bill entitled an act to re-enact section 50 of the Code of Virginia, in relation to representation of the State in the Congress of the United States, No. 240.

THE SPEAKER laid the bill before the House.

On motion of MR. KENT, the bill was placed on the calendar.

On motion of MR. KENT, the amendments proposed by the Senate were agreed to—yeas, 58; nays, 13.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Baker, W. W., Bowman, Brewer, Brown, W. N., Browning, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Gilliam, Grant, Houston, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Page, Radford, Rakes, Rew, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Stebbins, Stephenson, John W., Stratton, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, John S., Willeroy, Wise, Mr. Speaker—58.

**NAYS**—Messrs. Cox, Earman, Flanagan, Fulton, Martin, Massie, Mustard, Oliver, Sutphin, Taylor, Webb, White, Hugh A., Wissler—13.

A message was received from the Senate, by MR. HOLT, who informed the House that the Senate had passed, with an amendment, House bill entitled An act to authorize and direct the Register of the Land Office to grant and convey unto R. Henry Moore, of Elizabeth City county, not exceeding fifteen acres in area, near the easterly end of Hampton Bar or flat, for the construction and maintenance of a land and shipping place, with piers and jetties therefrom, No. 50.

THE SPEAKER laid the bill before the House.

On motion of MR. HOUSTON, the bill was placed on the calendar.

On motion of MR. HOUSTON, the amendment proposed by the Senate was agreed to—yeas, 69; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rew, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, John W., Stratton, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, White, Hugh A., Willeroy, Wise, Wissler, Mr. Speaker—69.

NAYS—None.

MR. HOUSTON moved to reconsider the vote by which the amendments proposed by the Senate were agreed to; which was rejected.

No. 286. House bill to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910, was, on motion of MR. MILSTEAD, taken up out of its order on the calendar.

On motion of MR. MILSTEAD, the bill was dismissed.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 P. M.

### AFTERNOON SESSION.

The hour of 3:30 P. M. having arrived, THE SPEAKER resumed the chair.

The following Senate bills were read at length a third time and passed:

No. 263. Senate bill to amend and re-enact section 1698 of the Code of Virginia—yeas, 50; nays, 4.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bargamin, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Coleman, C. R., Coleman, Daniel, Curtis, Daniel, Earman, Evans, Fulton, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Moseley, Old, Oliver, Radford, Rakes, Rew, Richardson, Roberts, John, Robertson, Rolston, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Throckmorton, Tiffany, Walton, Watts, White, John S., Wissler—50.

NAYS—Messrs. Chalkley, Smith, Weaver, Willeroy—4.

No. 194. Senate bill to amend and re-enact section 3 of an act concerning the exercise of the power of eminent domain, approved January 18, 1904—yeas, 55; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Howerton, Jennings, Jordan, Kent, Land, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Moore, Moseley, Mustard, Old, Oliver, Radford, Rakes, Rew, Richardson, Roberts, John, Robertson, Rolston, Row, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Templeton, Utz, Walton, Watts, Weaver, Webb, White, John S., Williams, Wissler, Mr. Speaker—55.

NAYS—Mr. Throckmorton—1.

No. 266. Senate bill to amend and re-enact section 1 of an act approved March 12, 1908, entitled an act to provide the mode of ascertainment of damages in favor of abutting owners where any city or town shall cause injury to property by reason of the grading of any street, alley or other public place belonging to such city or town, and to give any assessment so made against the city or town the effect of a judgment—yeas, 69; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fulton, Harwood, Houston, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Montague, Moncure, Moore, Moseley, Mustard, Old, Oliver, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—68.

NAYS—None.

No. 183. Senate bill to amend and re-enact an act entitled an act to authorize the trustees of New London Academy to lease said buildings to county superintendents of schools of Bedford and Campbell counties for school purposes, approved May 10, 1887, as amended by an act approved March 2, 1910, authorizing the trustees of the New London Academy to convey the real and personal property vested in them to the county school boards of Bedford and Campbell counties, and providing for the maintenance and management of the academy, and to enlarge the powers of the said board of managers—yeas, 77; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fulton, Gilliam, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Stephenson, H. U., Stephen-

son, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—77.

NAYS—None.

No. 138. Senate bill to authorize the State Board of Education to redeem "registered certificate" No. 15, issued under the provisions of an act approved February 3, 1892, and to hold the same as a part of permanent literary fund—yeas, 77; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Fulton, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—77.

NAYS—None.

No. 50. Senate bill to release certain tax judgments against the land of J. R. Caldwell, in Culpeper county, Virginia—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fulton, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—78.

NAYS—None.

No. 175. Senate bill to amend and re-enact an act entitled an act to promote public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals for securing better drainage or providing better outlets for drainage, for building levees or embankments, and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing; and providing for the assessment and collection of the costs and expenses of the same and issuing and selling bonds therefor, and



for the care and maintenance of such improvements when constructed, approved March 17, 1910—yeas, 71; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Banks, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Creamer, Curtis, Daniel, Earman, Evans, Flanagan, Fulton, Harwood, Howerton, Jennings, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—71.

**NAYS**—None.

No. 314. Senate bill to amend and re-enact subdivision 25 of an act entitled An act concerning the exercise of the power of eminent domain, approved January 18, 1904—yeas, 71; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Harwood, Houston, Ivey, Jennings, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Mr. Speaker—71.

**NAYS**—Messrs. Wise, Wissler—2.

No. 295. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act for working and keeping in repair the roads of the county of Tazewell, approved February 24, 1888, etc., and further to provide for permanent improvement of the roads of the said county, approved February 29, 1892, as amended and re-enacted by an act approved February 12, 1894, as amended by an act approved January 11, 1900, as amended and re-enacted by an act approved January 27, 1900, and as amended and re-enacted by an act approved December 17, 1901, and as amended and re-enacted by an act approved March 8, 1910, and to provide for the distribution and disbursement of all funds accrued under said act, as amended and re-enacted which have not been expended for the purposes provided therein, and to provide for maintaining and improving the roads of Tazewell county—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kent, Kinsey, Land,

Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 319. Senate bill to amend and re-enact section 3 of an act to incorporate the town of Elba, Pittsylvania county, approved February 2, 1901, as amended by an act approved February 16, 1901—yeas, 86; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

No. 397. Senate bill in relation to the hustings court, part two, of the city of Richmond—yeas, 87; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—87.

NAYS—None.

No. 208. Senate bill to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 3, 1910, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act ap-

proved March 10, 1906, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 12, 1908, entitled an act to amend and re-enact section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 3, 1910, came up.

The amendment proposed by the Committee on Finance was agreed to.

On motions severally made the bill was severally amended.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 67; nays, 5.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Brewer, Brown, W. N., Buck, Burt, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Harwood, Houston, Howerton, Ivey, Jennings, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Montague, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Rew, Roberts, F. B., Roberts, John, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Wise, Wissler, Mr. Speaker—67.

**NAYS**—Messrs. Browning, Chalkley, Coleman, Daniel, Fulton, Richardson—5.

No. 109. Senate bill to invest boards of supervisors of counties having a population greater than three hundred per square mile, as shown by United States census, the same powers and authority now vested or hereafter conferred upon common councils of cities and towns, came up.

The amendments proposed by the Committee for Courts of Justice were agreed to.

MR. WHITE of Rockbridge moved to strike out all the words in lines 10, 11, 12, 13, 14 and 15, as follows:

Provided, that all laws enacted by boards of supervisors under authority of this act shall be submitted to and approved by the judge of the circuit court of the respective counties, after hearing testimony of all parties desiring to be heard to be taken as in common law cases, showing the necessity for such laws and police regulations, or in opposition thereto; which was rejected.

MR. HOUSTON moved to amend by adding new section, as follows: This act shall not apply to any county until the board of supervisors thereof shall accept and approve the same by resolution; which was agreed to.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 63; nays, 10.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Browning, Buck, Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Cox,

Creamer, Curtis, Daniel, Earman, Ewing, Fitzhugh, Fulton, Harwood, Houston, Howerton, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Tiffany, Walton, Weaver, Webb, White, John S., Williams, Wissler, Mr. Speaker—63.

NAYS—Messrs. Gilliam, Martin, Milstead, Smith, Spessard, Stebbins, Throckmorton, Watts, White, Hugh A., Wise—10.

No. 26. Senate bill to amend and re-enact section 3319 of the Code of Virginia, as amended and re-enacted by an act of Assembly, approved February 4, 1890, and by an act approved February 24, 1890, and by an act approved February 24, 1892, and by an act approved January 29, 1894, and by an act approved February 27, 1894, and by an act approved February 12, 1898, and by an act approved February 15, 1901, and by an act approved March 15, 1904, and by an act approved February 29, 1908, and by an act approved February 14, 1910, in relation to appointment of commissioners in chancery, came up.

The amendment proposed by the Committee for Courts of Justice was agreed to.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 81; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Row, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 263, 194, 266, 183, 138, 50, 175, 314, 26, 295, 319, 397, 208 and 109, Senate bills, were passed, were rejected.

No. 166. Senate bill to amend and re-enact section 20 of an act entitled An act to aid the citizens of Virginia who were disabled by wounds received during the War Between the States while serving as soldiers, sailors or marines of Virginia, and such as served during the said war as soldiers, sailors or marines of Virginia, who are now disabled by disease contracted during the war or by the infirmities of age, and the widows of soldiers, sailors or marines of Virginia who



lost their lives in said service, or whose death resulted from wounds received or disease contracted during said service, and providing penalties for violating the provisions of this act, approved April 2, 1902, as subsequently amended, was read at length a third time and passed—yeas, 61; nays, 9.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Creamer, Curtis, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harwood, Houston, Howerton, Jennings, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Page, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Templeton, Throckmorton, Tiffany, Utz, Weaver, Webb, White, Hugh A., White, John S., Wise, Wissler, Mr. Speaker—61.

**NAYS**—Messrs. Chalkley, Gilliam, Ivey, Meetze, Oliver, Rutherford, Spessard, Terrell, Willeroy—9.

**MR. OLIVER** moved to reconsider the vote by which the bill was passed; which was agreed to.

On motion of **MR. OLIVER**, the bill was dismissed.

The following Senate bills were read at length a second time:

**No. 320.** Senate bill to amend and re-enact an act to authorize the Superintendent of Public Printing to furnish certain persons with copies of House and Senate bills, advance sheets of House and Senate Journals, Acts of Assembly, etc., to collect fees therefor and report collections to the Auditor of Public Accounts, approved March 5, 1908.

**No. 308.** Senate bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges, and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910.

**No. 373.** Senate bill to amend and re-enact section 5 of an act of the General Assembly, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February

22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

No. 278. Senate bill to require cities and towns in the State, institutions of learning and eleemosynary and other institutions to deposit two copies of each of their publications in the Virginia State Library.

No. 279. Senate bill to empower the State Library Board to exchange or sell duplicates in the Virginia State Library.

No. 359. Senate bill to prevent hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decision on technical points without regard to the merits, and to simplify procedure in that court in regard to bills of exception.

No. 219. Senate bill to provide how further proceedings are to be had on the judgment of a justice of the peace, or of the mayor of a corporation, from which an appeal has been allowed when the appeal is dismissed.

No. 198. Senate bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to authorize the courts of the Commonwealth of Virginia to pay money to infants entitled to it, or to their parents in certain cases without the intervention of a guardian, approved April 2, 1902, as amended and re-enacted by an act approved February 15, 1908, in respect to the amount of money that may be paid to the infants entitled to it, or to their parents in certain cases.

No. 158. Senate bill to provide for the examination and testing of dairy cattle for controlling tuberculosis and to appropriate money for expenses thereof.

No. 382. Senate bill providing for the enactment of concurrent legislation regarding the fish and shellfish industry in the Potomac river, in accordance with the compact entered into between the States of Maryland and Virginia on the 28th day of March, in the year 1785, and to repeal all acts inconsistent with the provisions of this act.

No. 392. Senate bill to authorize the trustees of Clinton Grange, No. 220, an order of farmers in the county of Cumberland, to make sale of property held by them and to divide the proceeds among the members of said order.

No. 256. Senate bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia,

and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894.

No. 438. Senate bill to establish a dispensary for the sale of intoxicating liquors in the town of Ridgeway, in the county of Henry, Virginia, and to prohibit the sale, barter or exchange of such liquors in said town, except as provided by this act, approved March 12, 1904, be amended and re-enacted so as to read as follows.

No. 303. Senate bill to submit to the qualified voters of the town of Warrenton, in the county of Fauquier, at a special election to be held therefor, when the town council directs, the question of the establishment of a dispensary for the sale of intoxicating liquors in the town of Warrenton, and in the event of a majority of those voting at said election for said dispensary, then further to provide for the establishment and conduct of the same, and to prohibit thereafter, within said town, or within one mile of its limits, the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations except as provided herein.

No. 282. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act approved March 12, 1908, entitled an act to prohibit the granting of charters to banks having a minimum capital stock of less than \$10,000, and providing how the same shall be paid in, and how branches thereof may be authorized, and providing that such banks shall be subject to local taxation in the county, city or town in which such branch is located, approved March 16, 1910.

No. 293. Senate bill to authorize the boards of supervisors of the several counties and the councils of the several cities and towns of this Commonwealth to exempt from local taxation obligations issued by such counties, cities and towns.

No. 313. Senate bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all

other acts or parts of acts in conflict therewith, approved March 14, 1908.

No. 391. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties, approved March 15, 1910.

No. 399. Senate bill to authorize the board of supervisors of Mecklenburg county, Virginia, to designate depositories for the proceeds arising from the sale of permanent road improvement bonds, and to make contracts for the payment of interest thereon by said depositories.

No. 407. Senate bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county.

No. 417. Senate bill to provide for submission to the people for approval and ratification the proposed amendment to section 117 of article 8 of the Constitution of Virginia.

No. 446. Senate bill to protect pheasants in the county of Middlesex.

No. 104. Senate bill to amend and re-enact section 2048 of the Code of Virginia, 1887, as amended by an act of the General Assembly approved December 31, 1903, entitled an act to amend and re-enact section 2048 of the Code of 1887, as amended by an act of the General Assembly, approved February 26, 1896, as amended by an act approved March 7, 1900, so as to provide how the present existing fence law in any county, magisterial district or selected portion of any county other than such as now has no fence law, may be changed by the board of supervisors of such county.

No. 137. Senate bill to amend and re-enact sections 4 and 10 of an act to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as heretofore amended, entitled an act defining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 29, 1888, entitled an act to further define the duties and enlarge the powers of the Commissioner of Agriculture, and an act approved March 5, 1888, entitled an act to provide a Commissioner of Agriculture of Virginia, and to make an appropriation therefor, and to repeal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908.

No. 335. Senate bill to consolidate into one act all acts relating



to Confederate pensions, and to repeal all acts and parts of acts in conflict herewith.

No. 383. Senate bill to permit the directors of the Western State Hospital to sell and dispose of right of way over a tract of land belonging to said hospital.

No. 249. Senate bill to amend and re-enact an act entitled an act to license and regulate the sale and inspection of condimental stock and poultry foods and powders intended for domestic animals and poultry, approved March 17, 1910.

No. 212. Senate bill to provide for designation by cities and towns of segregation districts for residence of white and colored persons, for the adoption of this act by such cities and towns, and for penalties for the violation of its terms.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read.

No. 14. Senate bill to amend and re-enact section 1913 of the Code of Virginia, relative to the standard of cord measure and of agricultural products.

No. 133. Senate bill to amend and re-enact section 3533 of the Code of Virginia.

No. 42. Senate bill regulating policies insuring against accidental bodily injury or disease issued in this State, and the companies issuing the same.

No. 119. Senate bill to amend and re-enact section 3704 of the Code of Virginia of 1887.

No. 41. Senate bill to prohibit any person or persons without authority from hypnotizing or mesmerizing or attempting to hypnotize or mesmerize any person or persons, and to prohibit any person or persons from consenting to be hypnotized or mesmerized or attempting to be hypnotized or mesmerized.

No. 413. House bill to amend and re-enact section 14 of an act entitled an act to incorporate the town of La Crosse, Mecklenburg county, Virginia, which took effect February 15, 1901.

No. 281. House bill to amend and re-enact section 1575 of the Code of Virginia of 1904, providing for the officers of the institute to be part of the militia, and commissioned.

No. 62. Senate bill to authorize the ascertainment and designation of the boundary line of real estate.

No. 65. Senate bill to amend and re-enact section 3057 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, and as further amended and re-enacted by an

act approved March 9, 1906, and as further amended and re-enacted by an act approved February 29, 1908, and as further amended and re-enacted by an act approved March 14, 1908, and also to amend and re-enact section 3059 of the Code of Virginia, as amended and re-enacted by an act approved December 26, 1903, entitled an act to repeal sections 3063, 3065, 3066, 3067 of the Code of Virginia, and to amend and re-enact sections 3056, 3057, 3058, 3059, 3060 and 3062 of the Code, as heretofore amended, and as further amended by an act approved February 23, 1904, and as further amended by an act approved March 15, 1904, and as further amended by an act approved March 14, 1906, as to the times for holding regular terms of the courts in the several circuits, and giving jurisdiction to courts during recess, whether adjourned for the purpose of opening or holding another term, or part or portion there or otherwise, which the judges of the circuit courts now have in vacation, and as further amended and re-enacted by an act approved March 14, 1908, and as further amended by an act approved February 26, 1910.

No. 21. Senate bill to amend and re-enact section 788 of the Code of Virginia, relating to the report of the Auditor of Public Accounts.

No. 130. Senate bill to provide that the status of a bank as a State depository shall not be affected by a change of the name or merger of such bank with another bank, or because it shall be converted into a national bank.

No. 97. Senate bill to amend and re-enact section 18 of an act entitled an act to provide for the working of roads and keeping the same in repair, and provide for erecting and maintaining bridges in the county of Culpeper, approved January 25, 1898, and as amended and re-enacted March 14, 1906, and as amended and approved February 21, 1908, and as amended and approved February 26, 1910.

No. 141. Senate bill to amend and re-enact an act entitled An act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, as further amended by an act entitled an act to amend and re-enact sections 1 and 2 of an act to incorporate the town of Dayton, Rockingham county, approved March 9, 1880, as amended by an act entitled an act to amend and re-enact an act to incorporate the town of Dayton, approved March 9, 1880, and all acts amendatory thereof, approved February 29, 1892, and to add an independent section and power in the town council of said town to negotiate a loan not to exceed \$5,000, approved March 5, 1896.

No. 132. Senate bill to amend and re-enact section 1 of chapter 2

and section 2 of chapter 6 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

No. 179. Senate bill to facilitate the development of the resources of the State by providing ways of ingress and egress for mining, manufacturing and timber cutting, and to authorize proper passways, tram roads, haul roads and other means of transportation over the lands of another or others.

No. 161. Senate bill to amend and re-enact section 16 of the charter of the city of Suffolk, as heretofore amended.

No. 152. Senate bill to authorize the county of Louisa, Virginia, to borrow money temporarily not exceeding \$15,000.

On motion of MR. WILLIAMS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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TUESDAY, MARCH 5, 1912.

Prayer by Rev. J. T. Mastin, of the Methodist Episcopal Church, South.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, March 4, 1912.*

The Senate has passed House bills entitled an act to amend and re-enact section 38 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, with reference to fees on charters of domestic corporations, as amended by the act approved February 26, 1910, No. 75; an act to amend and re-enact section 1 of chapter 541 of the Acts of the General Assembly, session 1907-1908, relating to the lot in the city of Richmond belonging to Henrico county on which the courthouse of

said county is situated, No. 87; an act to amend and re-enact an act entitled An act authorizing the board of supervisors of Henrico county to require osage orange hedges bordering on public roads of said county to be trimmed by owners of such hedges, and to impose a fine for failure to comply, which became a law December 20, 1897, by enlarging the powers of the said board of supervisors, No. 88; an act to amend and re-enact section 43 of chapter 5 of the charter of Basic City, Virginia, No. 89; an act to amend and re-enact section 11 of an act approved January 30, 1888, entitled An act to amend and re-enact an act entitled an act to incorporate the town of South Boston, in the county of Halifax, No. 93; an act to amend and re-enact an act approved February 7, 1835, providing a charter for the town of Bridgewater, as amended by an act approved March 3, 1884, and as amended by an act approved August 26, 1884, and as further amended by an act approved February 16, 1901, and all other acts heretofore passed amendatory of said charter, No. 95; an act to amend and re-enact chapter 136 of an act of Assembly of 1904, approved March 12, 1904, entitled An act to provide a new charter for the town of Vinton, in the county of Roanoke, Virginia, and to repeal all acts or parts of acts inconsistent with the same, No. 117; an act to appropriate the sum of \$3,500 out of any money in the treasury not otherwise appropriated for the payment of the deficiency in the installation of the timber and mineral exhibits of Virginia, No. 127; an act to pay D. D. Talley and W. A. Crenshaw for extra services rendered by them as assistant assessors of real estate for the city of Richmond during the year 1910, No. 128; an act to repeal chapter 441, Acts of Assembly, 1895 and 1896, entitled an act to incorporate the town of Saxis, in the county of Accomac, approved February 28, 1896, No. 135; an act to amend and re-enact section 509 of the Code of Virginia, in reference to commissioners of the revenue extending levies and taxes; compensation therefor, No. 137; an act to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to provide for the working and keeping in repair of public roads in the counties of Alleghany, Bath and Highland, approved February 12, 1884, as amended by an act approved February 1, 1898, as further amended by an act approved May 5, 1900, in so far as applicable to the counties of Bath and Highland, No. 140; an act to amend and re-enact sections 1 and 2 of an act approved February 16, 1892, entitled an act to incorporate the town of Shendun, Virginia, as amended by an act approved February 5, 1896, entitled an act to amend section 2 of an act to incorporate the town of Shendun, Virginia, approved February 16, 1892, so as to change the name of the town to Grottoes, and to alter the boundaries thereof, No. 148; an act to change the time of holding the town elec-



tion of the town of Branchville, in Southampton county, Virginia, and extending the term of office of the present officers of said town, No. 149; an act to provide for the payment to the Richmond Press of the balance due them for printing the index to enrolled bills, No. 163; an act to provide for the payment to Weymouth, Meister and Smethie of the balance due them for binding the index to enrolled bills, No. 164; an act to prohibit the use of gill nets or seines or the taking of fish therewith in the waters of Dan river, any lake or pond formed thereby, or any backwater therefrom, within Pittsylvania county and the corporate limits of the city of Danville, No. 167; an act to prohibit driving and riding on sidewalks in unincorporated towns and villages, No. 169; an act to amend and re-enact section 18 of the charter of the town of Manassas, Virginia, No. 421; an act to amend and re-enact section 7 of chapter 8 of the charter of the city of Lynchburg, providing for the creating and investment of a sinking fund by the said city, as amended by an act approved April 2, 1902, No. 447; an act to amend and re-enact an act of the General Assembly of Virginia, approved March 17, 1910, entitled An act to constitute a united agricultural board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture and the State Board of Education, in co-operation with the United States Department of Agriculture for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties, No. 335; and an act to prescribe a fence law for Fork magisterial district, of Warren county, No. 418.

They have agreed to House amendment to Senate bills entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved on the 3d day of March, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved March 5, 1900, as amended and re-enacted by an act entitled an act to amend and re-enact sections 3498, 3500, 3505, 3506 and 3508 of the Code of Virginia, and to amend and re-enact section 3515 of the Code of

Virginia, as amended by an act approved February 14, 1896, and section 3519 of the Code of Virginia, as amended by an act approved February 18, 1896, and section 3528, as amended by an act approved March 5, 1900, and also to repeal section 3524 of the Code of Virginia, as amended by an act approved February 20, 1900, and section 3525 of the Code of Virginia, approved on the 31st day of December, 1903, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528, as amended and re-enacted by an act of the General Assembly of Virginia, entitled an act to amend and re-enact section 3528, approved March 15, 1906, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 17, 1910, No. 66; an act to amend and re-enact fifth subdivision of section 834-g of the Code of Virginia, authorizing the board of supervisors of each county in the State to levy a tax on dogs, and to enforce collection of said tax, with certain penalties in case of failure to pay the same, No. 131; an act to require the board of bridge commissioners of the Falmouth bridge, in the county of Stafford, to let out the collecting of tolls and keeping of said bridge to the highest bidder, No. 162.

They have passed, with amendments, House bills entitled an act to amend and re-enact section 1582, chapter 69, of the Code of Virginia, relating to State cadets in the Virginia Military Institute, No. 52; an act to amend and re-enact an act entitled an act to secure to operatives and laborers engaged in and about railroad shops, coal mines, manufactories of iron and steel and other manufactories, the payment of wages at regular intervals in lawful money of the United States, approved May 23, 1887, as hereinafter amended, No. 84; an act to provide for the sale of estates of freehold in land, and such estates in personal property as would be estates of freehold if they were estates in land taken by deed, will or other writing to any person, with limitation therein by way of remainder to his heirs or heirs of his body or issue, or other words of like import, and the investment of the proceeds of such sale for the use and benefit of the person so holding the estate subject to such limitation, No. 104; an act to prevent the catching of fish by gill net or seines in the rivers and streams of the county of Rockbridge, No. 155; an act to amend and re-enact an act of the General Assembly, approved March 4, 1894, entitled an act to provide for the working and keeping in order the public roads of the counties of Greene and Madison, as amended by an act approved May 14, 1903, so far as the same applies to Madison county, so as to provide for the opening, constructing, maintaining and working the roads and keeping in order the causeways and bridges of Madison county, and creating the office of superintendent of roads and pre-

scribing his duties and compensation, and repeal any act in conflict herewith, No. 200.

And they have passed Senate bills entitled an act to amend and re-enact chapter 324 of the Acts of the General Assembly of Virginia, 1910, to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture in said county, approved March 17, 1910, No. 56; an act to amend and re-enact an act approved March 16, 1910, entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, No. 169; an act to pay J. A. Walker \$100, being the amount due him as land assessor for the county of Nottoway for work done by him as said assessor, No. 310; an act to repeal section 2507 of the Code of Virginia, as amended, requiring list of writings recorded to be posted by clerk, No. 354; an act to amend and re-enact sections 1, 2, 4, 5 and 6 of an act approved February 25, 1908, entitled an act to provide for the issuing of county bonds for permanent road or bridge improvements in the magisterial districts of the counties of the State, as the same was amended by an act approved February 16, 1910, entitled an act to amend and re-enact sections 2 and 7 of an act entitled an act to provide for the issuing of county bonds for permanent road and bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908, No. 368; an act to amend and re-enact section 70 of the Code of Virginia, as amended and re-enacted by an act approved March 17, 1910, No. 370; an act to amend and re-enact an act entitled an act to organize county and city boards of poor commissioners, and requiring reports from said boards, approved March 14, 1910, No. 380; and an act conferring upon the respective councils of the cities of Norfolk and Portsmouth the power to acquire by purchase, condemnation, lease or otherwise, the property in whole or in part of any private or public service corporation operating a water works system or chartered for the purpose of acquiring or operating such a system, and providing for condemnation proceedings in regard thereto, No. 456.

In which they request the concurrence of the House of Delegates.

Nos. 52, 84, 104, 155 and 200, House bills, were, on motions severally made, placed on the calendar.

Nos. 456, 280, 368, 169 and 56, Senate bills, were referred to the Committee on Counties, Cities and Towns.

No. 310, Senate bill, was referred to the Committee on Finance.

No. 354, Senate bill, was referred to the Committee for Courts of Justice.

No. 370, Senate bill, was referred to the Committee on Privileges and Elections.

No. 111. Senate bill concerning coal mines and safety of employees, creating a department and inspector of mines under the Bureau of Labor and Industrial Statistics, heretofore committed to the Committee on Agriculture and Mining, having been considered by the committee in session, was reported back.

No. 124. Senate bill to revoke license and authority of any foreign insurance company to do business in this State who shall remove suits or proceedings brought against any such company in the courts of this Commonwealth to any federal court without the consent of the other party to such suit or proceeding, heretofore recommitted to the Committee on Insurance and Banking, was reported back.

No. 447. Senate bill to require the Secretary of the Commonwealth to place two additional sets of Virginia Reports in the law library at Richmond, having been considered by the committee in session, was reported from the Committee on Library.

No. 321. Senate bill to amend and re-enact an act entitled An act to amend and combine chapter 19 of the Code of Virginia, as amended, as to section 277 of said chapter, by an act approved January 15, 1890, and by an act approved January 16, 1892, and further amended by an act approved May 13, 1903, and chapter 377 of the Acts of Assembly, extra session, 1887, entitled an act to amend and consolidate into one act the laws relating to the public printing and binding and defining the duties of the Superintendent of Public Printing, and to repeal chapter 185 of the Acts of Assembly, 1879-1880, approved May 23, 1887, as amended, as to section 10 of said act, by act approved March 5, 1888, and by act approved February 5, 1892, and as amended as to section 11 of said act, by act approved February 24, 1890, and by act approved February 9, 1894, and to consolidate and re-enact the same into chapter 19 of the Code of Virginia, and to repeal all acts and parts of acts in conflict therewith, approved December 31, 1903, as amended by an act entitled an act to amend and re-enact section 273 of the Code of Virginia, in relation to the duties of the Superintendent of Public Printing, approved March 15, 1904, as further amended as to section 273, by an act approved March 14, 1908, to repeal chapter 421, Acts 1902-1903-1904, extra session, in conflict, and to enlarge the duties of the Superintendent of Public Printing and to provide additional help, when necessary, in the department of public printing, having been considered by the committee in session, was reported from the Committee on Printing.



The following Senate bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 327. Senate bill to amend and re-enact an act entitled an act to prescribe the mode in which clerks of courts shall keep a record of all taxes and other public moneys collected by them, and to require them to pay the same into the treasury.

No. 177. Senate bill to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 252. Senate bill to amend and re-enact section 504 of the Code of Virginia, relative to the contents of the personal property book.

No. 440. Senate bill to amend and re-enact an act entitled an act to continue in force and again appropriate the \$10,000 heretofore appropriated by an act approved March 9, 1908, entitled an act to make an appropriation to provide for the erection of a monument on the battlefield at Gettysburg, Pennsylvania, to commemorate the services of Virginia troops in the battle on that field (no part thereof having been expended up to this time), also to approve the design of the monument selected by the committee appointed under said act of March 9, 1908, and to authorize and direct said committee to contract for the erection of said monument, and to appropriate the further sum of \$40,000 for that purpose, approved March 9, 1910, and to continue in force the appropriation of the sum of \$40,000 until the first of March, 1914.

No. 388. Senate bill to amend and re-enact section 139 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, relating to licenses on slot machines, as heretofore amended.

No. 433. Senate bill to amend and re-enact an act entitled an act to provide a new charter for the town of Liberty, to extend its limits and change the name to Bedford City, approved March 3.

1890, and to change the name of the town to Bedford, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns, with amendments.

No. 207. Senate bill to amend and re-enact section 3179 of the Code of Virginia, as amended and re-enacted by an act approved February 5, 1900, as amended and re-enacted by an act approved February 11, 1901, and as otherwise amended, so as to read as follows, having been considered by the committee in session, was reported from the Committee for Courts of Justice.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 340. Senate bill to amend and re-enact section 7 of an act approved April 10, 1903, entitled an act to incorporate the town of Bowling Green, in the county of Caroline.

No. 343. Senate bill requiring two suitable fish ladders at suitable places upon the mill dam across Clinch river at Speer's ferry, Scott county, Virginia.

No. 229. Senate bill to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools of counties and to the Literary Fund, approved December 28, 1903, as also amended and re-enacted by an act entitled an act to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as heretofore amended, in relation to persons who shall be admitted to public schools, approved March 16, 1908, in relation to persons admitted to public schools, having been considered by the committee in session, was reported from the Committee on Schools and Colleges, with amendments.

No. 507. House bill to provide for and authorize the purchase of at least one-half of the property in the city of Richmond known as the Ford's Hotel block for the purpose of erecting a modern, fireproof building for the State Library rooms, for the Supreme Court of Appeals of Virginia, and for the buildings for the departments and agencies of the State, having been considered by the committee in session, was reported from the Committee on Finance.

No. 508. House bill to punish officers, agents and employees of banks for the misuse of the money or assets of such banks, having been considered by the committee in session, was reported from the Committee on Insurance and Banking.

House bill to authorize the several magisterial districts of Accomac county to borrow money and issue bonds therefor for the purpose of building, improving and maintaining the public roads of said districts in said county, having been considered by the Joint Com-

mittee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee, on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill to authorize Buckingham county, from time to time as necessary, to borrow money and issue bonds for a sum not exceeding \$50,000 for the purpose of uniting in the building in the county of Buckingham of State money aid roads, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

House bill for the relief of E. N. Cox, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Finance.

House bill to authorize and empower the board of supervisors of Accomac county to levy a license tax on all vehicles used or operated in said county for the purpose of raising revenue for the construction, improvement and maintenance of public highways and bridges in said county, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman.*

The bill was referred to the Committee on Counties, Cities and Towns.

MR. WILLEROY moved to discharge the Committee on Roads and Internal Navigation from the further consideration of House bill to repeal an act approved February 21, 1817, entitled an act incorporating a company to establish a turnpike road from the city of Richmond, etc.; which was rejected—yeas, 33; nays, 23.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Banks, Brewer, Coleman, C. R., Evans, Ewing, Fitzhugh, Kinsey, Kent, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Oliver, Page, Rew, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Utz, Walton, Weaver, Willeroy, Mr. Speaker—33.

NAYS—Messrs. Anderson, Bell, Bowman, Christian, Daniel, Earman, Howerton, Kemper, Land, Lunsford, Moore, Old, Richardson, Roberts, F. B., Rolston, Row, Stebbins, Taylor, Throckmorton, White, Hugh A., White, John S., Williams, Wissler—23.

The following were presented and referred under Rule 37:

To the Joint Committee on Special, Private and Local Legislation:

By MR. NORRIS: A bill to change the name of the wharf now called Whealton to Morattico, in the county of Lancaster, Virginia.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 447. Senate bill to require the Secretary of the Commonwealth to place two additional sets of Virginia Reports in the law library at Richmond.

No. 321. Senate bill to amend and re-enact an act entitled an act to amend and combine chapter 19 of the Code of Virginia, as amended as to section 277 of said chapter, by an act approved January 15, 1890, and by an act approved January 16, 1892, and further amended by an act approved May 13, 1903, and chapter 377 of the Acts of Assembly, extra session, 1887, entitled an act to amend and consolidate into one act the laws relating to the public printing and binding and defining the duties of the Superintendent of Public Printing, and to repeal chapter 185 of the Acts of Assembly, 1879-1880, approved May 23, 1887, as amended as to section 10 of said act, by act approved March 5, 1888, and by act approved February 5, 1892, and as amended as to section 11 of said act, by act approved February 24, 1890, and by act approved February 9, 1894, and to consolidate and re-enact the same into chapter 19 of the Code of Virginia, and to repeal all acts and parts of acts in conflict therewith, approved December 31, 1903, as amended by an act entitled an act to amend and re-enact section 273 of the Code of Virginia, in relation



to the duties of the Superintendent of Public Printing, approved March 15, 1904, as further amended as to section 273 by an act approved March 14, 1908, to repeal chapter 421, Acts 1902-1903-1904, extra session, in conflict, and to enlarge the duties of the Superintendent of Public Printing, and to provide additional help when necessary, in the department of public printing.

No. 327. Senate bill to amend and re-enact an act entitled an act to prescribe the mode in which clerks of courts shall keep a record of all taxes and other public moneys collected by them, and to require them to pay the same into the treasury.

No. 177. Senate bill to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 252. Senate bill to amend and re-enact section 504 of the Code of Virginia, relative to the contents of the personal property book.

No. 440. Senate bill to amend and re-enact an act entitled an act to continue in force and again appropriate the \$10,000 heretofore appropriated by an act approved March 9, 1908, entitled an act to make an appropriation to provide for the erection of a monument on the battlefield of Gettysburg, Pennsylvania, to commemorate the services of Virginia troops in the battle on that field (no part thereof having been expended up to this time), also to approve the design of the monument selected by the committee appointed under said act of March 9, 1908, and to authorize and direct said committee to contract for the erection of said monument and to appropriate the further sum of \$40,000 for that purpose, approved March 9, 1910, and to continue in force the appropriation of the sum of \$40,000 until the first of March, 1914.

No. 388. Senate bill to amend and re-enact section 139 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions,

as authorized by section 189 of the Constitution, relating to licenses on slot machines, as heretofore amended.

No. 433. Senate bill to amend and re-enact an act entitled an act to provide a new charter for the town of Liberty, to extend its limits and change the name to Bedford City, approved March 3, 1890, and to change the name of the town to Bedford.

No. 207. Senate bill to amend and re-enact section 3179 of the Code of Virginia, as amended and re-enacted by an act approved February 5, 1900, as amended and re-enacted by an act approved February 11, 1901, and as otherwise amended, so as to read as follows.

No. 340. Senate bill to amend and re-enact section 7 of an act approved April 10, 1903, entitled an act to incorporate the town of Bowling Green, in the county of Caroline.

No. 343. Senate bill requiring two suitable fish ladders at suitable places upon the mill dam across Clinch river at Speer's ferry, Scott county, Virginia.

No. 229. Senate bill to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools of counties, and to the literary fund, approved December 28, 1903, as also amended and re-enacted by an act entitled an act to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as heretofore amended, in relation to persons who shall be admitted to public schools, approved March 16, 1908, in relation to persons admitted to public schools.

The following House bills were read at length a first time and ordered to be printed:

No. 507. House bill to provide for and authorize the purchase of at least one-half of the property in the city of Richmond, known as the Ford's Hotel block, for the purpose of erecting a modern, fire-proof building for the State Library rooms, for the Supreme Court of Appeals of Virginia, and for the buildings for the departments and agencies of the State.

No. 508. House bill to punish officers, agents and employees of banks for the misuse of the money or assets of such banks.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bill which had been passed by both houses and duly enrolled, the title of said bill having been publicly read:

No. 240. House bill to re-enact section 50 of the Code of Virginia, in relation to representation of the State in the Congress of the United States.

MR. THROCKMORTON moved to take up out of its order on the calendar

No. 277. House bill providing for the inspection of dairies and dairy premises in the Commonwealth of Virginia, and for the appointment of inspectors thereof, together with provisions for a board of appeal, to review the orders and rulings of inspectors and board of health, and providing penalties; which was rejected.

MR. BANKS moved to take up out of its order on the calendar

No. 102. House bill to amend section 2844 of the Code of Virginia, in relation to public holidays; which was rejected.

No. 154. House bill to authorize the board of supervisors of Norfolk county to borrow a sum not exceeding \$200,000 for the purpose of permanent road improvements in said county, and to issue bonds therefor, secured by a deed of trust on the interest of said county in the Norfolk county ferries, and to authorize the circuit court of Norfolk county, or the judge thereof in vacation, to appoint a commission of three freeholders of said county to have charge of said permanent road improvements and the expenditure of the proceeds of said bond issue, came up.

MR. OLD moved to severally amend the amendments proposed by the Senate as follows:

Strike out in section 1, page 2, after the word "redemption," "and right to anticipate payment thereof."

Strike out in section 1, page 3, after "bonds at maturity," "or to anticipate the payment of any of the said bonds."

Strike out in section 2, page 3, after the word "authorized," "to and empowered to apply any part or all of said sinking fund to the payment or purchase of any of said bonds at any time, and all bonds so paid off or purchased by said board of supervisors shall be immediately cancelled and shall not be reissued, and the board of supervisors is authorized."

Strike out in section 3, page 5, the following words: "no person shall be eligible to appointment as a member of the said commission who holds any State or county office"; which were severally agreed to.

The amendment being presently engrossed, the amendment proposed by the Senate, as amended, was agreed to—yeas, 72; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bell, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fulton, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Wissler, Mr. Speaker—72.

NAYS—None.

MR. OLD moved to reconsider the vote by which the amendment proposed by the Senate, as amended by the House, to No. 154, House bill, was agreed to; which was rejected.

The amendments proposed by the Senate to the following House bills were agreed to:

No. 52. House bill to amend and re-enact section 1582, chapter 69, of the Code of Virginia, relating to State cadets in the Virginia Military Institute—yeas, 66; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Fitzhugh, Harvey, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—66.

NAYS—None.

No. 84. House bill to amend and re-enact an act entitled an act to secure to operatives and laborers engaged in and about railroad shops, coal mines, manufactories of iron and steel, and all other manufactories, the payment of wages at regular intervals and in lawful money of the United States, approved May 23, 1887, as hereinafter amended—yeas, 69; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Buck, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Harvey, Harwood, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Oliver, Page, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—69.

NAYS—None.

No. 104. House bill to provide for the sale of estates of freehold in land, and such estates in personal property as would be estates of freehold, if they were estates in land, taken by deed, will or other writings, to any person, with limitation therein by way of remainder to his "heirs" or "heirs of his body" or "issue" or other words of like import, and the investment of the proceeds of such sales for the use and benefit of the person so holding the estate subject to such limitation—yeas, 67; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Brewer, Brown, W. N., Buck, Chalkley, Evans, Ewing, Fitzhugh, Harvey, Harwood, Ivey, Jen-



nings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—67.

NAYS—Mr. Walton—1.

No. 155. House bill to prevent the catching of fish by gill nets or seines in the rivers and streams of the county of Rockbridge—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler. Mr. Speaker—76.

NAYS—None.

No. 200. House bill to amend and re-enact an act of the General Assembly, approved March 4, 1894, entitled an act to provide for the working and keeping in order the public roads of the counties of Greene and Madison, as amended by an act approved May 14, 1903, so far as the same applies to Madison county, so as to provide for the opening, constructing, maintaining and working the roads and keeping in order the causeways and bridges of Madison county, and creating the office of superintendent of roads, and prescribing his duties and compensation, and repeal any act in conflict herewith—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Harvey, Harwood, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—78.

NAYS—None.

Motions severally made to reconsider the votes by which the amend-

ments proposed by the Senate to Nos. 52, 84, 104, 155 and 200, House bills, were agreed to, were rejected.

No. 159. Senate bill to amend and re-enact section 2436 of the Code of Virginia, in regard to the effect of the decree in suits for the sale of contingent estates, came up.

The bill was read at length a third time and rejected—yeas, 36; nays, 18.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Bargamin, Bell, Buck, Burt, Christian, Coleman, C. R., Earman, Evans, Ewing, Fitzhugh, Land, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Oliver, Page, Rew, Roberts, F. B., Rolston, Rutherford, Stephenson, H. U., Stephenson, John W., Stratton, Tiffany, Utz, Webb, White, John S., Williams—36.

NAYS—Messrs. Brewer, Cox, Daniel, Fulton, Harwood, Kemper, Rakes, Richardson, Robertson, Smith, Tabb, Templeton, Throckmorton, Watts, Weaver, White, Hugh A., Wise, Wissler—18.

The following Senate bills were read at length a third time and passed:

No. 318. Senate bill providing the manner in which cities and towns of this Commonwealth may obtain leave to erect a dam in or across a watercourse, and prescribing the procedure to be had in connection therewith—yeas, 60; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Harvey, Harwood, Ivey, Kent, Kinsey, Land, Lunsford, Malbon, Massie, Meetze, Moncure, Mustard, Oliver, Page, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Sutphin, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Wise—60.

NAYS—Mr. Montague—1.

No. 221. Senate bill to amend and re-enact section 1169 of the Code of Virginia, as heretofore amended—yeas, 70; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Oliver, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., Willeroy, Wise, Wissler—70.

NAYS—None.

No. 73. Senate bill to amend the divorce practice in the State of Virginia and to provide for mailing a copy of the order of publication against non-resident defendants to his or her last known place of address by registered mail at least fifteen days before the taking of depositions, came up.

MR. MONTAGUE moved to amend the bill by adding new sections, as follows:

Sec. 2. That in all divorce cases hereafter instituted it shall be within the discretion of the courts or upon the motion of either party to the cause, to require the testimony, or any part of it, to be delivered ore tenus in open court; and testimony so delivered, or facts so proven, together with exceptions taken to the rulings of the court on questions of evidence, may be preserved and put into record of the cause for the purposes of appeal, on exception to the decision of the court, by a bill of exceptions, in like manner as is done in the practice at law and within the same time as is allowed at law; but in such a case it shall not be necessary, as a foundation for such bill of exceptions, to move the court to set aside its decision and grant a new trial, and a single bill of exceptions may contain all the matter and all the proceedings that it is desired to put into the record. When a bill of exceptions is desired, the exception to the decision of the court must be made or taken before or at the time of the entry of the decree, and exceptions to the rulings of the court on questions of evidence when the evidence is taken orally in court, shall be taken or saved at the time of the ruling—which was rejected.

The bill was read at length a third time and passed—yeas, 67; nays, 6.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Borden, Brewer, Brown, W. N., Buck, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Flanagan, Fulton, Grant, Harvey, Ivey, Jennings, Kemper, Kent, Kinsey, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—67.

NAYS—Messrs. Bell, Browning, Gilliam, Montague, Sutphin, Terrell—6.

Motions severally made to reconsider the votes by which Nos. 318, 221 and 73, Senate bills, were passed, were rejected.

The following House bills, having been printed, were, on motions severally made by MESSRS. BANKS and CHALKLEY, taken up out of their order on the calendar and read at length a second time and ordered to be engrossed:

No. 395. House bill to amend and re-enact section 13 of an act

entitled an act to amend and re-enact an act to provide in cities containing seventy thousand inhabitants or more for the election of a special justice of the peace, to be known as the civil justice, to prescribe his jurisdiction and duties, and to fix his compensation, and to authorize the issue by other justices of the peace in said cities of warrants cognizable by said civil justice, approved March 5, 1908, as amended and re-enacted by an act approved February 14, 1910.

No. 506. House bill to relieve J. L. Addington, J. B. Wells, Morgan Bolling and W. R. Collier, late member of the board of supervisors of Wise county, from refunding certain moneys received by them for services rendered in connection with the building of macadam roads in Wise county.

The hour of 12 o'clock M. having arrived,

No. 494. House bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 7, 1906, as amended and re-enacted by an act approved February 7, 1910, in relation to a reapportionment of representation in the General Assembly of Virginia, special and continuing order, having been printed, was read at length a second time.

MR. BELL moved to amend the bill. Page 9, line 38—senatorial districts—by striking out “page” and inserting in lieu thereof “Rappahannock”; which was rejected.

MR. STEPHENSON of Bath moved to amend by inserting “Bath and Highland shall have one delegate”; which was rejected.

MR. OLIVER moved severally to amend as follows:

Page 8, line 23, after the word “Alleghany” insert “Highland.”

Page 8, line 26, strike out “counties” and in lieu thereof insert “county”; also strike out “Highland”; which were severally agreed to.

MR. OLIVER moved severally to amend as follows:

Page 8, line 18, strike out “Patrick” and in lieu thereof insert “Floyd.”

Page 8, line 31, after the word “of” insert “Loudoun”; which were severally agreed to.

Pending the further consideration of which, the hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 o'clock P. M.



## AFTERNOON SESSION.

The hour of 3:30 P. M. having arrived, **THE SPEAKER** resumed the chair.

A message was received from the Senate, by **MR. WEST**, who informed the House that the Senate had passed Senate bill entitled

An act to require all public officers whose salaries are paid in whole or in part in fees or commissions to keep a book and to report annually the aggregate amount of fees and other allowances received by them, No. 49.

**THE SPEAKER** laid the bill before the House.

The bill was referred to the Committee on Finance.

A message was received from the Senate, by **MR. FEATHERSTON**, who informed the House that the Senate had passed Senate bill entitled

An act to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth vs. Henry Clay Beattie, Jr., No. 305.

In which they request the concurrence of the House.

**THE SPEAKER** laid the bill before the House.

The bill was referred to the Committee on Finance.

No. 279. House bill to amend certain sections, repeal certain sections of, and to add certain new sections to, chapter 21, Code of Virginia, being sections 300 to 382, inclusive, providing for the public defense, having been printed, was, on motion of **MR. COX**, taken up out of its order on the calendar.

On motion of **MR. COX**, the bill was amended.

The bill, as amended, was read at length a second time and ordered to be engrossed.

No. 425. House bill to provide for obtaining information as to the amount of all the local taxes, and the sources from which they are derived, in order to obtain such facts as may be necessary upon which to base a tax bill and which will aid the more equal, more uniform and efficient raising of taxes, both for the Commonwealth and the subdivisions thereof, having been printed, was, on motion of **MR. WHITE** of Rockbridge, taken up out of its order on the calendar.

The bill was read at length a second time and ordered to be engrossed.

The following Senate bills were read at length a third time and passed:

No. 213. Senate bill to authorize the board of supervisors of any county to expend the amount received from levy or tax on the railroad trackage or right of way in such magisterial district or districts as it may deem advisable, just and equitable—yeas, 52; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Baker, W. W., Banks, Bell, Brewer, Buck, Christian, Coleman, C. R., Coleman, Daniel, Cox, Curtis, Daniel, Evans, Fitzhugh, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Love, Martin, Massie, Meetze, Moncure, Moore, Mustard, Oliver, Page, Parker, Radford, Rew, Richardson, Roberts, F. B., Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tabb, Tate, Tiffany, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams—52.

**NAYS**—Messrs. Land, Rakes—2.

No. 320. Senate bill to amend and re-enact an act to authorize the Superintendent of Public Printing to furnish certain persons with copies of House and Senate bills, advance sheets of House and Senate Journals, Acts of Assembly, etc., to collect fees therefor, and to report collections to the Auditor of Public Accounts, approved March 5, 1908—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., Willeroy, Williams, Wise, Wissler, Mr. Speaker—88.

**NAYS**—None.

No. 308. Senate bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affects the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910—yeas, 89; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—89.

**NAYS**—None.

No. 373. Senate bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906—yeas, 96; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—86.

NAYS—None.

No. 279. Senate bill to empower the State Library Board to exchange or sell duplicates in the Virginia State Library—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—88.

NAYS—None.

No. 359. Senate bill to prevent hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decisions

on technical points without regard to the merits; and to simplify procedure in that court in regard to bills of exceptions—yeas, 82; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Malbon, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler—82.

**NAYS**—Mr. Gilliam—1.

No. 219. Senate bill to provide how further proceedings are to be had on the judgment of a justice of the peace, or of the mayor of a corporation, from which an appeal has been allowed; when the appeal is dismissed—yeas, 74; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Buck, Chalkley, Christian, Coleman, C. R., Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Houston, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler—74.

**NAYS**—Mr. Hugh A. White—1.

No. 158. Senate bill to provide for the examination and testing of dairy cattle for controlling tuberculosis, and to appropriate money for expenses thereof—yeas, 84; nays, 1.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—84.

**NAYS**—Mr. Cox—1.



No. 382. Senate bill providing for the enactment of concurrent legislation regarding the fish and shellfish industry in the Potomac river, in accordance with the compact entered into between the States of Maryland and Virginia on the 28th day of March, in the year 1785, and to repeal all acts inconsistent with the provisions of this act—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—85.

NAYS—None.

No. 392. Senate bill to authorize the trustees of Clinton Grange, No. 220, an order of farmers in the county of Cumberland, to make sale of property held by them and divide the proceeds among the members of said order—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—88.

NAYS—None.

No. 256. Senate bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State, to prohibit the employment of vessels owned

by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894—yeas, 87; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—87.

NAYS—Messrs. Cox, Curtis—2.

No. 438. Senate bill to establish a dispensary for the sale of intoxicating liquors in the town of Ridgeway, in the county of Henry, Virginia, and to prohibit the sale, barter or exchange of such liquors in said town, except as provided by this act, approved March 12, 1904, be amended and re-enacted so as to read as follows—yeas, 52; nays, 10.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bell, Brewer, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Land, Malbon, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Rutherford, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Tiffany, Utz, Watts, Webb, White, John S., Willeroy, Williams, Wise—52.

NAYS—Messrs. Adams, Earman, Flanagan, Jennings, Love, Martin, Massie, Robertson, Walton, Wissler—10.

No. 303. Senate bill to submit to the qualified voters of the town of Warrenton, in the county of Fauquier, at a special election to be held therefor, when the town council directs, the question of the establishment of a dispensary for the sale of intoxicating liquors in the town of Warrenton, and in the event of a majority of those voting at said election for said dispensary, then further to provide for the establishment and conduct of the same, and to prohibit thereafter, within said town, or within one mile of its limits, the sale, barter or

exchange of intoxicating liquors by all persons, firms or corporations, except as provided herein—yeas, 51; nays, 16.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bell, Brewer, Browning, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Howerton, Kemper, Land, Meetze, Milstead, Moncure, Montague, Moseley, Old, Oliver, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Rolston, Rutherford, Spessard, Stephenson, H. U., Stratton, Sutphin, Tabb, Tate, Taylor, Terrell, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Wise—51.

**NAYS**—Messrs. Brown, W. N., Buck, Earman, Flanagan, Fulton, Jennings, Kent, Love, Malbon, Moore, Mustard, Page, Robertson, Smith, Stephenson, John W., Wissler—16.

No. 282. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act approved March 12, 1908, entitled an act to prohibit the granting of charters to banks having a minimum capital stock of less than \$10,000, and providing how the same shall be paid in, and how branches thereof may be authorized, and providing that such banks shall be subject to local taxation in the county, city or town in which such branch is located, approved March 16, 1910—yeas, 83; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—83.

**NAYS**—None.

No. 212. Senate bill to provide for designation by cities and towns of segregation districts for residence of white and colored persons; for the adoption of this act by such cities and towns, and for penalties for the violation of its terms—yeas, 63; nays, 3.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Baker, W. W., Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moore, Moseley, Norris, Old, Oliver, Page, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Smith, Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Wise—63.

**NAYS**—Moncure, Mustard, Wissler—3.

No. 293. Senate bill to authorize the boards of supervisors of the several counties and the councils of the several cities and towns of this Commonwealth to exempt from local taxation obligations issued by such counties, cities and towns—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Borden, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—86.

NAYS—None.

No. 313. Senate bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—82.

NAYS—None.

No. 399. Senate bill to authorize the board of supervisors of Mecklenburg county, Virginia, to designate depositories for the proceeds arising from the sale of permanent road improvement bonds, and to make contracts for the payment of interest thereon by said depositories—yeas, 78; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin,



Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wissler—78.

NAYS—None.

No. 407. Senate bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Hower-ton, Ivey, Jennings, Jordan, Kemper, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—86.

NAYS—None.

No. 417. Senate bill to provide for submission to the people for approval and ratification the proposed amendment to section 117 of article 8 of the Constitution of Virginia—yeas, 67; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Banks, Borden, Brewer, Brown, W. N., Browning, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harwood, Ivey, Jennings, Jordan, Kemper, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Utz, Walton, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—67.

NAYS—Mr. Moore—1.

No. 391. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties, approved March 15, 1910—yeas, 75; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Harvey, Harwood, Hous-

ton, Howerton, Ivey, Jennings, Jordan, Kemper, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Williams, Wissler—75.

NAYS—None.

No. 446. Senate bill to protect pheasants in the county of Middlesex—yeas, 80; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Jordan, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wissler—80.

NAYS—None.

No. 383. Senate bill to permit the directors of the Western State Hospital to sell and dispose of right of way over a tract of land belonging to said hospital—yeas, 83; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—83.

NAYS—None.

No. 249. Senate bill to amend and re-enact an act entitled an act to license and regulate the sale and inspection of condimental stock and poultry foods and powders intended for domestic animals and poultry, approved March 17, 1910—yeas, 86; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R.,

Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—86.

NAYS—None.

No. 200. Senate bill to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved March 14, 1910, entitled An act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved February 25, 1908, entitled an act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved May 20, 1903, entitled an act to amend and re-enact chapter 44 of the Code of Virginia, 1887, in relation to cities and towns, and to repeal sections 1039 and 1040 of the Code of Virginia, and section 1043 of the Code of Virginia, as amended and re-enacted by an act approved March 4, 1896, and as attempted to be repealed by an act approved March 7, 1900, entitled an act to provide for local assessments in cities and towns, came up.

On motion of MR. BREWER, the bill was amended.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 64; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bell, Brewer, Brown, W. N., Buck, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Harwood, Houston, Ivey, Jennings, Jordan, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wissler, Mr. Speaker—64.

NAYS—None.

No. 104. Senate bill to amend and re-enact section 2048 of the Code of Virginia, 1887, as amended by an act of the General Assembly, approved December 31, 1903, entitled an act to amend and re-enact section 2048 of the Code of 1887, as amended by an act of the General Assembly, approved February 26, 1896, as amended by an act approved March 7, 1900, so as to provide how the present existing fence law in any county, magisterial district or selected portion of any county other than such as now has no fence law, may be changed by the board of supervisors of such county, came up.

The amendment proposed by the Committee on Counties, Cities and Towns was agreed to.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 53; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Borden, Brewer, Brown, W. N., Buck, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Gilliam, Grant, Houston, Jordan, Jennings, Love, Malbon, Milstead, Moncure, Montague, Mustard, Old, Oliver, Page, Parker, Radford, Rakes, Rew, Richardson, Roberts, F. B., Rolston, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Terrell, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wissler—53.

NAYS—Messrs. Sutphin, Webb—2.

No. 335. Senate bill to consolidate into one act all acts relating to Confederate pensions, and to repeal all acts and parts of acts in conflict herewith, came up.

On motions severally made by Mr. OLIVER, the bill was severally amended.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Dan., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 213, 320, 308, 383, 279, 359, 219, 158, 382, 392, 256, 438, 303, 282, 212, 293, 313, 399, 407, 417, 391, 446, 383, 249, 200, 104 and 335, Senate bills, were passed, were rejected.

No. 115. Senate bill to amend and re-enact section 4 of chapter 4 of an act entitled an act concerning corporations, which became a law on May 21, 1903, as amended and re-enacted by an act approved March 14, 1910, entitled an act to amend section 4 of chapter 4 of an act concerning corporations. (Supplement 1910, Pollard's Code, section 1105 (4), page 154.), came up.

On motion of Mr. Cox, the bill was dismissed.



No. 9. Senate bill to prevent untrue, deceptive and misleading advertising, and making such advertising a misdemeanor, came up.

The bill was read at length a third time and rejected—yeas, 35; nays, 38.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Borden, Brewer, Browning, Burt, Chalkley, Cox, Daniel, Evans, Ewing, Flanagan, Fulton, Grant, Jennings, Martin, Massie, Milstead, Montague, Moseley, Mustard, Norris, Oliver, Rakes, Richardson, Roberts, John, Rolston, Rutherford, Smith, Spessard, Sutphin, Tate, Terrell, Webb, Willeroy, Williams—35.

**NAYS**—Messrs. Adams, Baker, W. W., Bell, Bowman, Coleman, Daniel, Creamer, Curtis, Earman, Fitzhugh, Gilliam, Harvey, Houston, Kemper, Kent, Kinsey, Land, Malbon, Moore, Old, Page, Parker, Peek, Radford, Rew, Roberts, F. B., Stebbins, Stephenson, H. U., Stephenson, John W., Taylor, Templeton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Wissler—38.

MR. LAND moved to reconsider the vote by which the bill was rejected; which was rejected.

The following Senate bills were read at length a second time:

No. 240. Senate bill to provide a trial justice in all counties having a population in excess of three hundred persons per square mile, as shown by United States census, to prescribe his jurisdiction in both civil and criminal matters, and to fix his compensation.

No. 168. Senate bill to amend and re-enact section 11 of chapter 1, sections 7, 8, 9, 17, 19, 34 and 39 of chapter 2, and to add new sections 52, 53, 54 and 55 to chapter 2 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

No. 288. Senate bill to amend and re-enact an act approved March 13, 1908, entitled An act providing the method by which cities and towns in this Commonwealth may vote upon the issuance of bonds contemplated by clause B, of section 127, of the Constitution.

No. 299. Senate bill for the relief of the ferries company.

No. 234. Senate bill to authorize and direct the payment out of the treasury of a fee to E. P. Buford for services rendered by him to the Commonwealth, in the Supreme Court of Appeals, in the cases of the Commonwealth et al. vs. Camp Manufacturing Company and Camp Manufacturing Company vs. the Commonwealth et al.

No. 286. Senate bill to amend and re-enact an act entitled an act to provide for the establishing, altering and building public roads and bridges in the county of Shenandoah, and for the working and keeping the same in repair, approved February 8, 1898.

No. 436. Senate bill to provide for working roads in Stafford county.

No. 10. Senate bill to amend and re-enact subsections 2, 6, 11, 12 and 15 of section 2086 of the Code of Virginia, as heretofore amended.

On motion of MR. OLIVER, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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WEDNESDAY, MARCH 6, 1912.

Prayer by MR. ROBERTSON, member of the House from Lee county.

On motion of MR. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, March 5, 1912.*

The Senate has passed House bills entitled an act to empower the council of the town of Chatham, in the county of Pittsylvania, to issue and sell bonds for the purpose of improving the streets, improving the water system and establishing sewerage system in said town; provided, that the question of such bond issue for the purposes named be first submitted to the qualified voters of said town, and to authorize said council to call an election for the submission of the same to the voters, No. 185; an act fixing the salaries of judges of the Supreme Court of Appeals of Virginia whose terms of office commence on or after the first day of February, 1913, No. 331; an act to provide for the pension, maintenance and support of disabled firemen's associations in cities having a population of one hundred thousand and over, No. 407; an act to prohibit the sale of cider and other drinks containing over one-half of one per cent. alcohol within one mile of Elon Baptist Church, in the town of Pamplin City, Appomattox county, No. 414; an act to amend section 37 of an act approved January 11, 1898, entitled an act to amend and re-enact the charter of the town of Culpeper, Virginia, as further amended by an act approved March 3, 1906, No. 416; and an act to authorize the payment of a salary to the chairman of the board of supervisors of Albemarle county, No. 448.

They have agreed to House amendments to Senate bills entitled an act to amend and re-enact section 3319 of the Code of Virginia, as amended and re-enacted by act of Assembly, approved February 4, 1890, and by an act approved February 24, 1890, and by an act approved February 24, 1892, and by an act approved January 29, 1894, and by an act approved February 27, 1894, and by an act approved February 12, 1898, and by an act approved February 15, 1901, and by an act approved March 15, 1904, and by an act approved February 29, 1908, and by an act approved February 14, 1910, in relation to appointment of commissioners in chancery, No. 26; an act to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910, No. 96; an act to invest in boards of supervisors of counties having a population greater than three hundred inhabitants per square mile, as shown by United States census, the same powers and authority now vested or hereafter conferred upon common councils of cities and towns, No. 109; an act to amend and re-enact sections 4, 12, 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, and the printing of ordinances, and to add to the said charter a new section, to be known as section 24-a, in reference to the issue of bonds, No. 253; and an act to amend and re-enact section 123 of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended, No. 269.

They have passed with amendments House bills entitled an act to establish and regulate the holding of primary elections, to pay expenses of same, to secure the regularity and purity of same, and to prevent and punish any corrupt practices in connection therewith, No. 30; and an act to amend an act approved March 4, 1896, entitled An act providing for the working, opening and keeping in repair the roads in the county of Lunenburg, and for the building and keeping in repair the bridges in said county, by adding a new section (14-a) thereto, providing for submitting to the qualified voters of the several magisterial districts in Lunenburg county the question as to the issuance of bonds by such magisterial districts for the construction and repair of the public roads in said magisterial districts, No. 301.

And they have passed Senate bills entitled an act requiring definite appropriations to be made for the support of certain departments and commissions of the State government, and all revenues accruing to such departments, etc., to be covered in the treasury, No. 17; an act to amend and re-enact section 33 of the act establishing the Bureau of Insurance, as amended, approved March 6, 1906, so as to authorize

the Bureau of Insurance to receive complaints of insurance, and under certain conditions to report same to the General Assembly, No. 144; an act to construe and make plain how treasurers' commissions are to be paid, under section 613 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, and under section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1910, and under section 1515 of the Code of Virginia, as amended and re-enacted by an act approved March 11, 1904, No. 237; an act to further protect the game in Patrick county, and to repeal an act approved March 15, 1910, No. 326; an act to grant permission to the rector and visitors of the University of Virginia to have a bronze statue cast of Houdon's Statue of Washington in the rotunda of the capitol, No. 346; an act authorizing the board of supervisors of the several counties of the State of Virginia to appropriate money to defray the expenses of such indigent Confederate veterans of the counties of the State desiring to attend the celebration of the fiftieth anniversary of the Battle of Gettysburg, to be held at Gettysburg, Pennsylvania, on the 1st, 2d and 3d of July, 1913, No. 439; an act to amend section 17 of the charter of Suffolk, No. 451; and an act to impose a license tax upon persons, firms or corporations selling publications, merchandise, etc., upon railroad trains and steamboats, No. 453.

In which they request the concurrence of the House of Delegates.

Nos. 30 and 301, House bills, were, on motions severally made, placed on the calendar.

No. 346, Senate bill, was referred to the Committee on Public Property.

No. 144, Senate bill, was referred to the Committee on Insurance and Banking.

Nos. 451, 439 and 326, Senate bills, were referred to the Committee on Counties, Cities and Towns.

Nos. 237, 453 and 17, Senate bills, were referred to the Committee on Finance.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 310. Senate bill to pay J. A. Walker \$100, being the amount due him as land assessor for the county of Nottoway, for work done by him as said assessor.

No. 305. Senate bill to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth vs. Henry Clay Beattie, Jr.

The following Senate bills, having been considered by the commit-



tee in session, were reported from the Committee on Counties, Cities and Towns:

No. 456. Senate bill conferring upon the respective councils of the cities of Norfolk and Portsmouth the power to acquire by purchase, condemnation, lease or otherwise the property, in whole or in part, of any private or public service corporation operating a water works system or chartered for the purpose of acquiring or operating such a system, and providing for condemnation proceedings in regard thereto.

No. 370. Senate bill to amend and re-enact section 70 of the Code of Virginia, as amended and re-enacted by an act approved March 17, 1910.

No. 379. Senate bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia.

No. 368. Senate bill to amend and re-enact sections 1, 2, 4, 5 and 6 of an act approved February 25, 1908, entitled an act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, as the same was amended by an act approved February 16, 1910, entitled an act to amend and re-enact sections 2 and 7 of an act entitled an act to provide for the issuing of county bonds for permanent road and bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908.

No. 380. Senate bill to amend and re-enact An act entitled an act to organize county and city boards of poor commissioners, and requiring reports from said boards, approved March 14, 1910.

No. 169. Senate bill to amend and re-enact an act approved March 16, 1910, entitled an act to amend and re-enact an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908.

No. 56. Senate bill to amend and re-enact chapter 324 of the Acts of the General Assembly of Virginia, 1910, to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county, a sum of money for the purpose of promoting agriculture in said county, approved March 17, 1910.

No. 354. Senate bill to repeal section 2507 of the Code of Virginia, as amended, requiring list of writings recorded to be posted by clerk, having been considered by the committee in session, was reported from the Committee for Courts of Justice.

No. 244. Senate bill to amend and re-enact section 4052 of the Code of Virginia, in relation to writs of error and appeals, where lie, when for accused, when for State, having been considered by the com-

mittee in session, was reported from the Committee for Courts of Justice.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 362. Senate bill concerning railroad companies in which, or in the stock or securities of which, the Commonwealth owns, or is entitled to, any proprietary rights or interest.

No. 363. Senate bill to provide for a compromise and settlement of certain contentions and differences between the Commonwealth and its political subdivisions, upon the one part, and the Richmond, Fredericksburg and Potomac Railroad Company, on the other part.

The following House bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 509. House bill to authorize Buckingham county from time to time, as necessary, to borrow money and issue bonds for a sum not exceeding \$50,000 for the purpose of uniting in building, in the county of Buckingham, of State money aid roads.

No. 510. House bill to authorize the several magisterial districts of Accomac county to borrow money and issue bonds therefor for the purpose of building, improving and maintaining the public roads of said districts, in said county.

No. 511. House bill to authorize and empower the board of supervisors of Accomac county to levy a license tax on all vehicles used or operated in said county for the purpose of raising revenue for the construction, improvement and maintenance of public highways and bridges in said county.

No. 512. House bill to submit to the qualified voters of the city of Lynchburg, Virginia, at a special election to be held therefor, the question of the establishment at Lynchburg, Virginia, of a dispensary or dispensaries for the sale of intoxicating liquors therein, and in the event that a majority of those voting at said election vote for said dispensary or dispensaries, then further to provide for the establishment and conduct of same, and to prohibit thereafter within said city the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations, except as herein provided, and to provide for future elections on the question of abolishing such dispensary or dispensaries, and defining the effect of all elections held hereunder, with recommendation that it do not pass.

The following House bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 513. House bill to require State departments authorized to collect taxes and fees and to pay the same into the treasury, also to

disburse said collections out of the treasury by warrants drawn upon the Auditor of Public Accounts, to file with the Auditor of Public Accounts statements showing in detail from what sources the taxes and fees collected by them are received, and to further require them to attach to the warrants they draw upon the Auditor of Public Accounts a duplicate account or bill which will clearly show for what purpose each of said warrants is drawn.

No. 514. House bill to authorize the Auditor of Public Accounts to pay out of the treasury the commissions allowed by law to county and city treasurers and to the clerks of courts on taxes collected by them, and to forbid said officers to retain their commission or any part of the same.

MR. BANKS offered the following resolution:

Resolved, That future afternoon sessions of the House of Delegates be devoted to the consideration and passage of House bills on their second reading, and that patrons or co-patrons of bills be permitted to call up a bill each afternoon on the calendar until all House bills have been called up.

Be it further resolved, That debate on said bills be limited to five minutes on each side, and that the Clerk call the name of the members in their alphabetical order, its intent and purpose being to expedite the operation of this resolution, but on the second afternoon the alphabet shall be reversed in calling the names of members.

On motion of MR. JENNINGS, the resolution was passed by.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 310. Senate bill to pay J. A. Walker \$100, being the amount due him as land assessor for the county of Nottoway for work done by him as said assessor.

No. 305. Senate bill to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth vs. Henry Clay Beattie, Jr.

No. 456. Senate bill conferring upon the respective councils of the cities of Norfolk and Portsmouth the power to acquire, by purchase, condemnation, lease or otherwise the property, in whole or in part, of any private or public service corporation operating a water works system, or chartered for the purpose of acquiring or operating such a system, and providing for condemnation proceedings in regard thereto.

No. 370. Senate bill to amend and re-enact section 70 of the Code of Virginia, as amended and re-enacted by an act approved March 17, 1910.

No. 379. Senate bill to provide a new charter for the town of

Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia.

No. 368. Senate bill to amend and re-enact sections 1, 2, 4, 5 and 6 of an act approved February 25, 1908, entitled an act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, as the same was amended by an act approved February 16, 1910, entitled an act to amend and re-enact sections 2 and 7 of an act entitled an act to provide for the issuing of county bonds for permanent road and bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908.

No. 380. Senate bill to amend and re-enact An act entitled an act to organize county and city boards of poor commissioners, and requiring reports from said boards, approved March 14, 1910.

No. 169. Senate bill to amend and re-enact an act approved March 16, 1910, entitled an act to amend and re-enact an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908.

No. 56. Senate bill to amend and re-enact chapter 324 of the Acts of the General Assembly of Virginia, 1910, to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture in said county, approved March 17, 1910.

No. 354. Senate bill to repeal section 2507 of the Code of Virginia, as amended, requiring list of writings recorded to be posted by clerk.

No. 244. Senate bill to amend and re-enact section 4052 of the Code of Virginia, in relation to writs of error, and appeals, where lie, when for accused, when for State.

No. 362. Senate bill concerning railroad companies in which, or in the stock or securities of which, the Commonwealth owns or is entitled to any proprietary rights or interest.

No. 363. Senate bill to provide for a compromise and settlement of certain contentions and differences between the Commonwealth and its political subdivisions, upon the one part, and the Richmond, Fredericksburg and Potomac Railroad Company, on the other part.

The following House bills were read at length a first time and ordered to be printed:

No. 509. House bill to authorize Buckingham county from time to time, as necessary, to borrow money and issue bonds for a sum not exceeding \$50,000 for the purpose of uniting in the building, in the county of Buckingham, of State money aid roads.

No. 510. House bill to authorize the several magisterial districts



of Accomac county to borrow money and issue bonds therefor for the purpose of building, improving and maintaining the public roads of said districts in said county.

No. 511. House bill to authorize and empower the board of supervisors of Accomac county to levy a license tax on all vehicles used or operated in said county for the purpose of raising revenue for the construction, improvement and maintenance of public highways and bridges in said county.

No. 512. House bill to submit to the qualified voters of the city of Lynchburg, Virginia, at a special election to be held therefor, the question of the establishment at Lynchburg, Virginia, of a dispensary or dispensaries for the sale of intoxicating liquors therein, and in the event that a majority of those voting at said election vote for said dispensary or dispensaries, then further to provide for the establishment and conduct of same, and to prohibit thereafter within said city the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations, except as herein provided, and to provide for future elections on the question of abolishing such dispensary or dispensaries, and defining the effect of all elections held hereunder.

No. 513. House bill to require State departments authorized to collect taxes and fees and to pay the same into the treasury, also to disburse said collections out of the treasury by warrants drawn upon the Auditor of Public Accounts, to file with the Auditor of Public Accounts statements showing in detail from what sources the taxes and fees collected by them are received, and to further require them to attach to the warrants they draw upon the Auditor of Public Accounts a duplicate account or bill which will clearly show for what purpose each of said warrants is drawn.

No. 514. House bill to authorize the Auditor of Public Accounts to pay out of the treasury the commissions allowed by law to county and city treasurers and to the clerks of courts on taxes collected by them, and to forbid said officers to retain their commissions or any part of the same.

A message was received from the Senate, by MR. HOLT, who informed the House that the Senate had passed Senate bill entitled

An act to prescribe the effect as evidence to be given to deeds prior to the year 1865, No. 350.

In which they request the concurrence of the House.

THE SPEAKER laid the bill before the House.

The bill was referred to the Committee for Courts of Justice.

A message was received from the Senate, by MR. GAYLE, who informed the House that the Senate had passed Senate bill entitled

An act to authorize Buckingham county from time to time, as necessary, to borrow money and issue bonds for a sum not exceeding

\$50,000 for the purpose of uniting in the building, in the county of Buckingham, of State money aid roads, No. 454.

In which they request the concurrence of the House.

THE SPEAKER laid the bill before the House.

The bill was referred to the Committee on Roads and Internal Navigation.

MR. BELL moved to take up out of its order on the calendar

No. 82. House joint resolution relating to the joint resolution of the Congress of the United States proposing an amendment to the Constitution of the United States, to be known as article 16; which was rejected.

MR. BANKS moved to take up out of its order on the calendar

No. 102. House bill to amend section 2844 of the Code of Virginia, in relation to public holidays; which was rejected.

No. 30. House bill to establish and regulate the holding of primary elections; to pay expenses of same; to secure the regularity and purity of the same, and to prevent and punish any corrupt practices in connection therewith, came up.

The question being, "Shall the House concur in the amendments proposed by the Senate, was put and decided in the negative—yeas, 1; nays, 68.

The vote required by the Constitution was recorded as follows:

YEAS—Mr. Earman—1.

NAYS—Messrs. Anderson, Baker, W. W., Borden, Brewer, Browning, Buck, Chalkley, Coleman, Daniel, Cox, Creamer, Daniel, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Roberts, F. B., Roberts, John, Row, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—68.

MR. BYRD (Mr. Cox in the chair) moved to reconsider the vote by which the House had refused to concur in the amendment proposed by the Senate; which was rejected.

Ordered that MR. BYRD (Mr. Cox in the chair) inform the Senate that the House had refused to concur in the amendments proposed by the Senate.

A message was received from the Senate, by MR. HOLT, who informed the House that the Senate insists upon its amendments and requests a committee of conference.

MR. BYRD moved that the House concur in the request of the Senate for a committee of conference; which was agreed to.

Ordered that MR. BYRD (Mr. Cox in the chair) inform the Sen-

ate that the House concurs in the request for a committee of conference.

THE SPEAKER (MR. COX in the chair) appointed MESSRS. BYRD, JORDAN and WEAVER the committee of conference on the part of the House.

No. 301. House bill to amend an act approved March 4, 1896, entitled An act providing for the working, opening and keeping in repair the roads in the county of Lunenburg, and for the building and keeping in repair the bridges in said county, by adding a new section (14-a) thereto, providing for submitting to the qualified voters of the several magisterial districts in Lunenburg county the question as to the issuance of bonds by such magisterial districts for the construction and repair of the public roads in said magisterial districts, came up.

The amendments proposed by the Senate were agreed to—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliani, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—85.

NAYS—None.

MR. LOVE moved to reconsider the vote by which the amendments were agreed to; which was rejected.

A message was received from the Senate, by MR. MONCURE, who informed the House that the Senate had passed, with amendments, House bill entitled

An act to amend and re-enact subsection 7 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5,

1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide clamming grounds in the waters of this State, approved March 8, 1894, by an act approved March 14, 1910, No. 105.

In which they request the concurrence of the House.

THE SPEAKER laid the bill before the House.

The bill was placed on the calendar.

On motion of MR. PEYTON, the amendment proposed by the Senate was agreed to—yeas, 75; nays, 5.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bell, Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Millstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—75.

NAYS—Messrs. Brewer, Daniel, Old, Peek, Smith—5.

MR. PEYTON moved to reconsider the vote by which the amendment was agreed to; which was rejected.

Ordered that MR. PEYTON inform the Senate that the House had agreed to the amendment.

The following House bills were read at length a third time and passed:

No. 279. House bill to amend certain sections, repeal certain sections of, and to add certain new sections to, chapter 21, Code of Virginia, being sections 300 to 382, inclusive, providing for the public defense—yeas, 74; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Banks, Bell, Borden, Brewer, Brown, W. N., Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Massie, Meetze, Millstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—74.

NAYS—None.



No. 395. House bill to amend and re-enact section 13 of an act entitled an act to amend and re-enact an act to provide in cities containing seventy thousand inhabitants or more, for the election of a special justice of the peace, to be known as the civil justice, to prescribe his jurisdiction and duties, and to fix his compensation, and to authorize the issue by other justices of the peace in said cities of warrants cognizable by said civil justice, approved March 5, 1908, as amended and re-enacted by an act approved February 14, 1910—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—86.

NAYS—None.

No. 425. House bill to provide for obtaining information as to the amount of all local taxes, and the sources from which they are derived, in order to obtain such facts as may be necessary upon which to base a tax bill, and which will aid the more equal, more uniform and efficient raising of taxes, both for the Commonwealth and the subdivisions thereof—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—82.

NAYS—None.

No. 506. House bill to relieve J. L. Addington, J. B. Wells, Morgan Bolling and W. R. Collier, late members of the board of supervisors of Wise county, from refunding certain moneys received by them for services rendered in connection with the building of macadam roads in Wise county—yeas, 80; nays, 4.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise—80.

**NAYS**—Messrs. Coleman, Daniel, Cox, Jennings, Weaver—4.

No. 510. House bill to authorize the several magisterial districts of Accomac county to borrow money and issue bonds therefor for the purpose of building, improving and maintaining the public roads of said districts, in said county, was, on motion of Mr. REW, taken up out of its order on the calendar.

MR. REW moved to dispense with the printing and several readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise—84.

**NAYS**—None.

The bill was ordered to be engrossed.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise—86.

**NAYS**—None.

No. 511. House bill to authorize and empower the board of supervisors of Accomac county to levy a license tax on all vehicles used or operated in said county, etc., was, on motion of MR. REW, taken up out of its order on the calendar.

MR. REW moved that the printing and several readings of the bill required by section 50 of the Constitution be dispensed with; which was agreed to—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—90.

NAYS—None.

The bill was ordered to be engrossed.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Houston, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise—85.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 279, 395, 425, 506, 510 and 511, House bills, were passed, were rejected.

Ordered that MR. COX carry No. 279, House bill, to the Senate and request their concurrence.

Ordered that MR. BANKS carry No. 395, House bill, to the Senate and request their concurrence.

Ordered that MR. WHITE of Rockbridge carry No. 425, House bill, to the Senate and request their concurrence.

Ordered that MR. CHALKLEY carry No. 506, House bill, to the Senate and request their concurrence.

Ordered that MR. REW carry Nos. 510 and 511, House bills, to the Senate and request their concurrence.

The hour of 12 o'clock M. having arrived,

No. 494. House bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 7, 1906, as amended and re-enacted by an act approved February 7, 1910, in relation to a reapportionment of representation in the General Assembly of Virginia, special and continuing order, came up.

On motion of MR. OLIVER, the special order was postponed until 3:30 o'clock P. M.

No. 148. Senate bill to amend and re-enact section 15 of an act approved March 15, 1910, entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties, came up.

MR. BYRD offered an amendment in the nature of a substitute; which was agreed to.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 67; nays, 5.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Brewer, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harwood, Houston, Ivey, Jennings, Jordan, Kemper, Kinsey, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Oliver, Parker, Peek, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Tate, Terrell, Throckmorton, Walton, Watts, Weaver, Webb, White, Hugh A., Willeroy, Williams, Wise, Wissler, Mr. Speaker—67.

NAYS—Messrs. Old, Page, Peyton, Templeton, White, John S.—5.

MR. BYRD moved to reconsider the vote by which the bill was passed; which was rejected.



No. 86. Senate bill to provide for the immediate registration of all births and deaths throughout the State of Virginia by means of certificates of births and deaths and burial or removal permits; to require prompt returns to the Bureau of Vital Statistics at the capital of the State, as required to be established by the State Board of Health; to insure the thorough organization and efficiency of the registration of vital statistics throughout the State; to provide certain penalties; to repeal all acts and parts of acts in conflict herewith, and to appropriate \$7,500 therefor, came up.

MR. BELL moved to amend the bill, strike out all in line 8, page 4, after the word "occurred" down to the word "and," in line 13, and insert in lieu thereof the words "provided, this act shall not apply to towns under three thousand inhabitants or to country districts"; which was rejected.

The bill was read at length a third time and passed—yeas, 55; nays, 29.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Banks, Bargamin, Bowman, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Fitzhugh, Flanagan, Gilliam, Harwood, Houston, Ivey, Jordan, Kent, Kinsey, Land, Love, Malbon, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Roberts, F. B., Robertson, Rutherford, Spessard, Stebbins, Stephenson, H. U., Tate, Terrell, Throckmorton, Utz, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Wise, Mr. Speaker—55.

NAYS—Messrs. Adams, Anderson, Bell, Borden, Brewer, Browning, Buck, Earman, Fulton, Grant, Harvey, Kemper, Lunsford, Martin, Massie, Mustard, Rakes, Rew, Roberts, John, Row, Smith, Stephenson, John W., Stratton, Sutphin, Taylor, Tiffany, Walton, Webb—29.

MR. WEAVER moved to reconsider the vote by which the bill was passed; which was rejected.

No. 305. Senate bill to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth vs. Henry Clay Beattie, Jr., was, on motion of MR. BAKER of Chesterfield, taken up out of its order on the calendar.

MR. BAKER moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 68; nays, 12.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Ivey, Jordan, Kent, Kinsey, Land, Love, Lunsford, Malbon, Meetze, Milstead, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stratton,

Tate, Templeton, Throckmorton, Tiffany, Watts, Weaver, White, John S., Williams, Wissler, Mr. Speaker—68.

NAYS—Messrs. Borden, Earman, Jennings, Kemper, Massie, Stephenson, John W., Sutphin, Taylor, Utz, Walton, Webb, Wise—12.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 67; nays, 13.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bargamin, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Ivey, Jordan, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Montague, Moore, Moncure, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Row, Rutherford, Stebbins, Stephenson, H. U., Stratton, Tate, Templeton, Throckmorton, Tiffany, Watts, Weaver, White, Hugh A., White, John S., Williams, Wissler, Mr. Speaker—67.

NAYS—Messrs. Borden, Earman, Jennings, Kemper, Martin, Moseley, Stephenson, John W., Sutphin, Taylor, Utz, Walton, Webb, Wise—13.

MR. BAKER of Chesterfield moved to reconsider the vote by which the bill was passed; which was rejected.

No. 147. Senate bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910, came up.

MR. STEPHENSON of Bath moved to amend the substitute proposed by the Committee on Finance by adding at the end thereof the following: "provided, that in no event shall the State of Virginia pay any costs in any suit under the provisions of this act"; which was agreed to.

The substitute proposed by the Committee on Finance, as amended, was agreed to.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 53; nays, 3.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bowman, Brewer, Brown, W. N., Buck, Chalkley, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Ivey, Kent, Kinsey, Lunsford, Malbon, Martin, Massie, Meetze, Mustard, Old, Oliver, Page, Parker, Peek, Rakes, Richardson, Roberts, F. B., Roberts, John, Row, Rutherford, Smith, Spessard, Stebbins, Stratton, Tate, Terrell, Throckmorton, Utz, Watts, Weaver, White, John S., Williams, Wise, Wissler, Mr. Speaker—53.

NAYS—Messrs. Jennings, Jordan, Stephenson, John W.—3.

MR. BOWMAN moved to reconsider the vote by which the bill was passed; which was rejected.

No. 189. Senate bill to regulate the taking of fish from streams west of the Blue Ridge mountains, came up.

On motions severally made by MESSRS. LUNSFORD, WILLIAMS and STEPHENSON of Bath, the bill was severally amended.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 60; nays, 8.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Bell, Borden, Brewer, Brown, W. N., Buck, Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Jennings, Jordan, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stratton, Terrell, Throckmorton, Tiffany, Utz, Watts, Webb, White, Hugh A., Willeroy, Wise, Mr. Speaker—60.

NAYS—Messrs. Earman, Flanagan, Fulton, Sutphin, Taylor, Walton, Weaver, Wissler—8.

MR. CHALKLEY moved to reconsider the vote by which the bill was passed; which was rejected.

No. 7. Senate bill to amend and re-enact section 4079 of the Code of Virginia, as amended and re-enacted by an act approved April 2, 1902, and as amended and re-enacted by an act entitled An act to amend and re-enact section 4079 of the Code of Virginia, in reference to medical attendance, medicines and clothing for indigent prisoners in jail and analyses in poison cases, approved July 28, 1902, came up.

The bill was read at length a third time and rejected—yeas, 24; nays, 54.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Borden, Christian, Curtis, Evans, Fitzhugh, Gilliam, Grant, Harwood, Ivey, Jordan, Kent, Lunsford, Moncure, Moore, Norris, Oliver, Rew, Roberts, John, Row, Smith, Throckmorton, Watts, Mr. Speaker—24.

NAYS—Messrs. Anderson, Bargamin, Bell, Bowman, Brewer, Brown, W. N., Coleman, C. R., Coleman, Daniel, Cox, Daniel, Earman, Ewing, Flanagan, Fulton, Harvey, Houston, Jennings, Kemper, Kinsey, Land, Love, Malbon, Martin, Massie, Milstead, Montague, Moseley, Mustard, Old, Page, Parker, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Rutherford, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Terrell, Tiffany, Walton, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler—54.

MR. WEAVER moved to reconsider the vote by which the bill was rejected; which was rejected.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 o'clock P. M.

## AFTERNOON SESSION.

The hour of 3:30 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

On motion of MR. OLIVER, House bill No. 494, special order, was postponed until 4 o'clock P. M.

No. 278. Senate bill to require cities and towns in the State, institutions of learning, and eleemosynary and other institutions to deposit two copies of each of their publications in the Virginia State Library, came up.

The bill was read at length a third time and passed—yeas, 54; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Bell, Brewer, Buck, Christian, Creamer, Daniel, Earman, Evans, Ewing, Grant, Harvey, Ivey, Jordan, Kent, Martin, Massie, Meetze, Milstead, Moncure, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—54.

NAYS—None.

MR. BELL moved to reconsider the vote by which the bill was passed; which was rejected.

No. 198. Senate bill to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to authorize the courts of the Commonwealth of Virginia to pay money to infants entitled to it, or to their parents in certain cases without the intervention of a guardian, approved April 2, 1902, as amended and re-enacted by an act approved February 15, 1908, in respect to the amount of money that may be paid to the infants entitled to it, or to their parents in certain cases, came up.

The bill was read at length a third time and rejected—yeas, 23; nays, 43.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Banks, Bell, Brewer, Curtis, Evans, Fitzhugh, Land, Lunsford, Moncure, Old, Oliver, Peyton, Rakes, Smith, Spessard, Terrell, Walton, Weaver, White, John S., Wise, Mr. Speaker—23.

NAYS—Messrs. Adams, Bargamin, Buck, Burt, Chalkley, Christian, Coleman, Daniel, Cox, Earman, Daniel, Flanagan, Fulton, Grant, Jennings, Kent, Malbon, Martin, Massie, Meetze, Milstead, Moore, Moseley, Mustard, Parker, Radford, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Throckmorton, Utz, Watts, Webb, White, Hugh A., Williams, Wissler—43.



MR. JENNINGS moved to reconsider the vote by which the bill was rejected; which was rejected.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 107. House bill to authorize the school board of Jerusalem magisterial district, Southampton county, Virginia, to borrow money for the purpose to pay off school indebtedness in said district, and to issue bonds therefor not exceeding \$12,000 in amount.

No. 101. House bill to establish the Pulaski County Confederate Home.

No. 219. Senate bill to provide how further proceedings are to be had on the judgment of a justice of the peace, or of the mayor of a corporation, from which an appeal has been allowed when the appeal is dismissed.

No. 392. Senate bill to authorize the trustees of Clinton Grange, No. 220, an order of farmers in the county of Cumberland, to make sale of the property held by them and divide the proceeds among the members of said order.

No. 213. Senate bill to authorize the board of supervisors of any county to extend the amount received from levy or tax on the railroad trackage and right of way in such magisterial district or districts, as it may deem advisable, just and equitable.

No. 287. Senate bill conferring upon the councils of cities having by the last United States census a population of more than sixty thousand and cities within five miles thereof, to acquire by purchase, condemnation, lease or otherwise, the property, in whole or in part of any private or public service corporation operating a water system, or chartered for the purpose of acquiring or operating such a system, and providing for condemnation proceedings in regard thereto.

No. 168. House bill to authorize the board of supervisors of the county of Nottoway to borrow the sum of \$10,000, or so much thereof as may be necessary, to continue the improvement of the public roads of the said county.

No. 175. House bill in relation to the assessment for local taxation of the rolling stock of railroad corporations.

No. 287. Senate bill to amend and re-enact section 20 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the Gen-

eral Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906.

No. 52. House bill to amend and re-enact section 1582, chapter 69, of the Code of Virginia, relating to State cadets in the Virginia Military Institute.

No. 73. Senate bill to amend the divorce practice in the State of Virginia, and to provide for the mailing of a copy of the order of publication against non-resident defendants to his or her last known place of address by registered mail at least fifteen days before the taking of depositions.

No. 302. House bill to amend section 437-a of an act to amend and re-enact chapter 23 of the Code of Virginia, in relation to the assessments of lands and lots, approved December 10, 1903, as amended and re-enacted by an act to amend and re-enact section 437-a of an act approved December 10, 1903, amending and re-enacting chapter 23 of the Code of Virginia, in relation to assessments of lands and lots, so that the said section shall apply to and provide for the assessment of standing timber trees and to make the same retrospective as to certain assessments, approved February 21, 1906, as amended and re-enacted by an act to amend and re-enact chapter 23 of the Code of Virginia, in relation to the assessment of lands and lots as the same was amended and re-enacted by chapter 388 of Acts of Assembly, 1902-1903-1904, approved December 10, 1903, and to validate assessments and other acts done under the aforesaid Act of Assembly, approved March 17, 1906, as amended and re-enacted by an act to amend and re-enact section 437-a of an act entitled an act to amend and re-enact chapter 23 of the Code of Virginia, in relation to the assessment of lands and lots, as the same was amended and re-enacted by chapter 388 of the Acts of Assembly of 1902-1903-1904, approved December 10, 1903, and to validate assessments and other acts done under the aforesaid Acts of Assembly, approved March 17, 1906, so that said section shall apply to and provide for the assessment of standing timber trees, approved March 12, 1908, as amended and re-enacted by an act to amend and re-enact section 437-a of chapter 23 of the Code of Virginia, relating to assessments of lands, lots and interest therein and improvements thereon, as the same has been heretofore amended by chapter 319, Acts of 1906, approved February 19, 1910.

No. 178. Senate bill to amend section 3 of an act approved March 3, 1892, entitled An act making an annual appropriation to the Confederate Soldiers' Home, and in consideration therefor accepting a conveyance from R. E. Lee Camp, No. 1, Confederate Veterans, of the property owned by it and now used for said home, so as to extend the time when the possession and control of the property conveyed in the deed from R. E. Lee Camp, No. 1, Confederate Veterans, to the Commonwealth of Virginia, dated March 24, 1892, shall pass from the grantor to the grantee in said deed.

No. 235. House bill to authorize and empower the board of supervisors of the counties of Essex and King William to sell and convey unto the Richmond, Washington and Chesapeake Bay Railway Company a right of way through the poorhouse farms in the said counties.

No. 155. House bill to prevent the catching of fish by gill nets or seines in the rivers and streams of the county of Rockbridge.

A message was received from the Senate, by Mr. SAUNDERS, who informed the House that the Senate had passed Senate bill entitled

An act to provide how persons who have been placed on the "retired teachers' list" may retire or be removed therefrom under certain circumstances and may cease to receive the pension provided for in the act providing a retirement fund for public school teachers, approved March 9, 1910, No. 223.

In which they request the concurrence of the House.

THE SPEAKER laid the bill before the House.

The bill was referred to the Committee on Finance.

The following Senate bills were read at length a second time:

No. 82. Senate bill to amend and re-enact an act entitled An act to provide for lists of all persons who have paid their State poll taxes, and for posting the same; for providing compensation therefor, approved March 10, 1904.

No. 447. Senate bill to require the Secretary of the Commonwealth to place two additional sets of Virginia Reports in the law library at Richmond.

No. 177. Senate bill to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, en-

entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 440. Senate bill to amend and re-enact an act entitled An act to continue in force and again appropriate the \$10,000 heretofore appropriated by an act approved March 9, 1908, entitled an act to make an appropriation to provide for the erection of a monument on the battlefield of Gettysburg, Pennsylvania, to commemorate the services of Virginia troops in the battle on that field (no part thereof having been expended up to this time); also to approve the design of the monument selected by the committee appointed under said act of March 9, 1908, and to authorize and direct said committee to contract for the erection of said monument, and to appropriate the further sum of \$40,000 for that purpose, approved March 9, 1910, and to continue in force the appropriation of the sum of \$40,000 until the first of March, 1914.

No. 433. Senate bill to amend and re-enact an act entitled an act to provide a new charter for the town of Liberty; to extend its limits, and change the name to Bedford City, approved March 3, 1890, and to change the name of the town to Bedford.

No. 207. Senate bill to amend and re-enact section 3179 of the Code of Virginia, as amended and re-enacted by an act approved February 5, 1900, as amended and re-enacted by an act approved February 11, 1901, and as otherwise amended, so as to read as follows.

No. 340. Senate bill to amend and re-enact section 7 of an act approved April 10, 1903, entitled an act to incorporate the town of Bowling Green, in the county of Caroline.

No. 343. Senate bill requiring two suitable fish ladders at suitable places upon the mill dam across Clinch river at Speer's ferry, Scott county, Virginia.

No. 229. Senate bill to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools of counties and to the literary fund, approved December 28, 1903, as also amended and re-enacted by an act entitled an act to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as heretofore amended, in relation to persons who shall be admitted to public schools, approved March 16, 1908, in relation to persons admitted to public schools.

No. 28. House bill to establish on the farm of the Virginia State Epileptic Colony the Virginia Colony for the Feeble-Minded, and to provide for the commitment of feeble-minded persons to such colony, having been printed, was, on motion of MR. STEPHENSON of James



City, taken up out of its order on the calendar and read at length a second time.

The amendment proposed by the Committee on Finance was agreed to.

Pending the consideration of which, the hour of 4 o'clock P. M. having arrived,

No. 494. House bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 7, 1906, as amended and re-enacted by an act approved February 7, 1910, in relation to a reapportionment of representation in the General Assembly of Virginia, special and continuing order. came up.

MR. OLIVER moved severally to reconsider the votes by which the amendments proposed on yesterday by MESSRS. TEMPLETON and OLIVER were agreed to; which motions were severally agreed to.

MR. OLIVER moved to strike out section 59; which was agreed to.

MR. STRATTON moved severally to amend the bill. Page 2, line 18, strike out "counties," and in lieu thereof insert "county," and strike out "and Prince Edward." Page 6, between lines 99 and 100, insert "the county of Prince Edward shall have one delegate." Page 5, line 87, strike out "four" and in lieu thereof insert "three"; which were agreed to—yeas, 52; nays, 32.

On motion of MR. WATTS, the vote was recorded as follows:

YEAS—Messrs. Adams, Banks, Bell, Brewer, Brown, W. N., Browning, Buck, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Harvey, Houston, Howerton, Ivey, Jordan, Kinsey, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Roberts, F. B., Robertson, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tate, Templeton, Terrell, Weaver, Webb, White, John S., Williams, Mr. Speaker—52.

NAYS—Messrs. Baker, W. W., Bargamin, Borden, Bowman, Burt, Chalkley, Daniel, Flanagan, Fulton, Gilliam, Grant, Kent, Moore, Mustard, Norris, Radford, Richardson, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, John W., Tabb, Throckmorton, Tiffany, Utz, Walton, Watts, White, Hugh A., Wise, Wissler—32.

MR. HOUSTON moved to amend. Line 46, add after "county" "and the city of Hampton"; which was agreed to.

MR. ROLSTON moved to amend the bill. Page 6, line 10, strike out "one" and insert "two"; which was rejected.

MR. WISE moved to severally amend. Page 5, line 69, strike out "King George" and insert "Prince William." Page 7, line 116, after "Spotsylvania" add "King George." Page 7, after line 122.

add "The counties of Fauquier and Loudoun together shall have one delegate"; which were severally rejected.

MR. WATTS moved severally to amend. Page 3, line 24, strike out "one" and insert "two." Page 3, strike out lines 25 and 26. Page 6, line 105, strike out "six" and insert "five." Page 6, line 106, strike out "one" and insert "two"; which were severally rejected.

MR. WILLEROY offered an amendment in the nature of a substitute.

MR. PEEK moved that the pending question be now put; which was rejected—yeas, 34; nays, 46.

On motion of MR. THROCKMORTON, the vote was recorded as follows:

YEAS—Messrs. Banks, Bell, Burt, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Evans, Fitzhugh, Gilliam, Houston, Love, Lunsford, Malbon, Massie, Milstead, Moncure, Montague, Old, Oliver, Parker, Peek, Peyton, Rew, Roberts, F. B., Row, Stratton, Terrell, Tiffany, Webb, White, John S., Williams—34.

NAYS—Messrs. Bargamin, Borden, Bowman, Brewer, Chalkley, Daniel, Flanagan, Fulton, Grant, Harvey, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Martin, Meetze, Moore, Mustard, Norris, Page, Radford, Rakes, Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Sutphin, Tabb, Taylor, Templeton, Throckmorton, Utz, Walton, Watts, Weaver, White, Hugh A., Willero, Wise, Wissler, Mr. Speaker—46.

Pending the further consideration, the House, on motion of MR. KEMPER, adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

THURSDAY, MARCH 7, 1912.

Prayer by Rev. George Kemper, of Marshall Street Christian Church.

On motion of MR. MEETZE, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, March 6, 1912.*

The Senate has passed House bills entitled an act to amend and re-enact an act entitled An act to authorize the judge of any court, police justice or justice of the peace, in cities of forty thousand in-

habitants and over, to continue the case and admit to bail any person brought before him charged with being an habitual drunkard, with failing to support his wife or children, with being a vagrant or an idler able to work, and who is liable to become a charge upon the corporation, and to commit such person to the supervision of an officer to be known as a probation officer; to provide for the appointment and compensation of such probation officer, and to invest him with full police power while in the discharge of his duties, No. 34; an act to provide for the recordation of the names of the heirs of a person dying intestate, No. 124; an act to authorize the board of supervisors of Charlotte county to sell or rent a farm containing five hundred acres, situated at Saxe, in Bacon magisterial district, Charlotte county, Virginia, and directing the disposition of the proceeds thereof, No. 136; an act to require the inspection and supervision of the State Board of Charities and Corrections of persons or corporations placing children in family homes; said persons or corporations to furnish information; the State Board of Charities and Corrections to visit and report upon the children placed in homes, authorizing the courts to commit destitute and delinquent children to the State Board of Charities and Corrections, and said board to place said children in homes or reformatories, to report to the court under certain contingencies, penalties prescribed, No. 142; an act to authorize the county of Elizabeth City to expend certain money in the sinking fund of said county for the repair of Hampton bridge, No. 236; an act to amend section 2557 of the Code of Virginia, No. 293; and an act to authorize the board of supervisors of Isle of Wight county to appropriate money for the erection of a wharf on Chuckatuck creek, No. 325.

They have agreed to House amendments to Senate bills entitled an act to amend and re-enact section 2048 of the Code of Virginia, 1887, as amended by an act of the General Assembly, approved December 31, 1903, entitled An act to amend and re-enact section 2048 of the Code of 1887, as amended by act of the General Assembly, approved February 26, 1896, as amended by an act approved March 7, 1900, so as to provide how the present existing fence law in any county, magisterial district or selected portion of any county, other than such as now have no fence law, may be changed by the board of supervisors of such county, No. 104; an act to consolidate into one act all acts relating to Confederate pensions, and to repeal all acts and parts of acts in conflict herewith, No. 335; and an act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved March 14, 1910, entitled An act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved February 25, 1908, entitled an act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an

act approved May 20, 1903, entitled an act to amend and re-enact chapter 44 of the Code of Virginia, 1887, in relation to cities and towns, and to repeal sections 1039 and 1040 of the Code of Virginia, and section 1043 of the Code of Virginia, as amended and re-enacted by an act approved March 4, 1896, and as attempted to be repealed by an act approved March 7, 1900, entitled an act to provide for local assessments in cities and towns, No. 200.

They have passed, with amendments, House bills entitled an act to amend and re-enact an act entitled an act to regulate the hours of labor in factories and manufacturing establishments where females and children under fourteen years of age are employed as operatives, approved March 4, 1890, so as to embrace workshops, laundries and mercantile establishments, No. 71; an act to remove the obstructions across and in Sandy creek, between the old ford, in Halifax county, below the bridge across said creek at Henry's mill, and the source of said stream, in Pittsylvania county, No. 116; an act to amend and re-enact subsections fourth and fifth of section 184 of the Code of Virginia, as amended and re-enacted by an act approved January 24, 1908, entitled an act to amend and re-enact subsections fourth, fifth, sixth, seventh, eighth and ninth of section 184 of the Code of Virginia, as amended by an act entitled An act to amend and re-enact subsection 184, concerning the salary of members and officers of the General Assembly, approved March 6, 1900, and as amended by an act entitled an act to amend and re-enact title 8 of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903, No. 125; an act to authorize and direct work on the public roads of Goochland county by convicts at the State farm, now located in Goochland county, No. 157; and an act to amend and re-enact sections 4, 8 and 22 and to repeal sections 16, 17, 18 and 19 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act approved March 7, 1900, entitled an act to provide for the working and keeping in repair the public roads and bridges in the county of Washington, and to authorize the board of supervisors to borrow money by the issue of bonds, and to build bridges and to macadamize the roads in said county, and to authorize the qualified voters of said county to vote on the question, approved April 2, 1902, as amended and re-enacted by an act approved May 15, 1903, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 13, 1908, as amended and re-enacted by an act approved March 11, 1910, No. 199.

And they have passed Senate bills entitled an act to repeal an act entitled an act to authorize and empower the State Corporation Commission to close or discontinue any private dock or wharf affected with



public use or easement in certain cases, approved March 16, 1910, No. 247; an act to regulate the practice of medicine and surgery in the State of Virginia, and to repeal all acts or parts of acts of the General Assembly of Virginia, and any section or sections of the Code of Virginia, in conflict with the provisions thereof, especially an act entitled an act to regulate the practice of medicine and surgery in the State of Virginia, approved February 22, 1894, and sections 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751 and 1752 of the Code of Virginia of 1887, and all amendments thereto, No. 197; an act to amend and re-enact section 3211 of the Code of Virginia, as amended, providing for recovery by motion after fifteen days' notice on contracts to recover money or to recover damages, when notice to be returned to clerk's office, provision to prevent discontinuance of motion, No. 195; an act to amend and re-enact section 2564 of the Code of Virginia, as amended and re-enacted by an act of the Assembly, approved March 6, 1900, in relation to when partition cannot be made there may be allotment or sale; proceedings in case of sale; how proceeds distributed or invested, and effect of sale on right of dower, No. 349; an act to prevent the obstructing the waters of Pigg river, No. 415; an act to amend and re-enact subsections 3 and 4 of section 2070-c of the Code of Virginia, No. 402; an act to amend section 3 of an act entitled an act for working and keeping in order the public roads of Mecklenburg county, and to provide for the levy of taxes for that purpose, approved March 6, 1900, and amended by an act approved March 15, 1910, No. 418; an act to amend and re-enact section 5 of an act entitled An act to provide for the establishment, proper construction and permanent improvement of the public roads and landings, for building and keeping in good repair of all public roads, bridges, causeways and wharves in the several counties of this State, as amended and re-enacted by an act approved March 14, 1910, No. 419; an act to amend and re-enact section 5 of an act entitled an act providing for detention or commitment of minors under seventeen years of age for certain offenses not in jails or penitentiaries, placing them in suitable homes and institutions under certain circumstances, when they can and cannot be sent to jail, allowing them to be released on probation, the approval of the State Board of Charities and Corrections under certain contingencies, penalties for removing any child committed hereunder or violating any provision hereof, allowing jury trials and appeals, appointment of probation officers and outlining their duties and declaring an emergency, approved March 16, 1910, so as to authorize judges of circuit courts to appoint probationary officers outside of incorporated towns, No. 307; an act to authorize and require the Auditor of Public Accounts to pay to the Commission of Fisheries the fines of \$100 each imposed by the circuit court for the

county of Accomac upon Edward A. George and John R. Middleton, which were improperly paid over to the said Auditor and by him carried into the literary fund, No. 444; and an act to amend and re-enact an act approved March 3, 1908, entitled An act to amend and re-enact an act approved March 10, 1904, entitled an act to provide for lists of all persons who have paid their State poll taxes, and for posting the same, and providing compensation therefor, No. 421.

In which they request the concurrence of the House of Delegates.

Nos. 71, 116, 125, 157 and 199, House bills, were, on motions severally made, placed on the calendar.

Nos. 402, 307 and 197, Senate bills, were referred to the Committee on General Laws.

Nos. 195, 349 and 415, Senate bills, were referred to the Committee for Courts of Justice.

Nos. 418, 419 and 247, Senate bills, were referred to the Committee on Roads and Internal Navigation.

No. 444, Senate bill, was referred to the Committee on Finance.

No. 421, Senate bill, was referred to the Committee on Privileges and Elections.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Counties, Cities and Towns:

No. 439. Senate bill authorizing the board of supervisors of the several counties of the State of Virginia to appropriate money to defray the expenses of such indigent Confederate veterans of the counties of the State desiring to attend the celebration of the fiftieth anniversary of the Battle of Gettysburg, to be held at Gettysburg, Pennsylvania, on the 1st, 2d and 3d of July, 1913.

No. 451. Senate bill to amend section 17 of the charter of Suffolk.

No. 454. Senate bill to authorize Buckingham county from time to time, as necessary, to borrow money and issue bonds for a sum not exceeding \$50,000 for the purpose of uniting in the building in the county of Buckingham of State money aid roads, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

No. 350. Senate bill to prescribe the effect as evidence to be given to deeds recorded prior to the year 1865, having been considered by the committee in session, was reported from the Committee for Courts of Justice.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 223. Senate bill to provide how persons who have been

placed on the "retired teachers' list" may retire or be removed therefrom under certain circumstances, and may cease to receive the pension provided for in the act providing a retirement fund for public school teachers, approved March 9, 1910.

No. 237. Senate bill to construe and make plain how treasurers' commissions are to be paid under section 613 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, and under section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1910, and under section 1515 of the Code of Virginia, as amended and re-enacted by an act approved March 11, 1904, with an amendment.

No. 515. House bill for the relief of E. N. Cox, having been considered by the committee in session, was reported from the Committee on Finance.

House bill to change the name of the wharf now called Whealton to Morattico, in the county of Lancaster, Virginia, having been considered by the Joint Committee on Special, Private and Local Legislation, was returned to the House with the following report:

The Joint Committee on Special, Private and Local Legislation respectfully reports that in their opinion the object of the within bill cannot be reached by general law or court proceedings.

HUGH A. WHITE, *Chairman*.

The bill was referred to the Committee on Roads and Internal Navigation.

MR. OLIVER offered the following resolution:

Resolved by the House of Delegates, That during the consideration of the special order to-day no member shall be permitted to speak longer than ten minutes at any one time without unanimous consent; which was agreed to.

MR. BANKS offered the following resolution:

Resolved, That the morning session of the House be devoted to the consideration and passage of Senate bills and the afternoon session to the consideration and passage of House bills on their second and third readings. All bills shall be considered in the order in which they appear on the calendar; and

Be it further resolved, That debate on said bills be limited to five minutes on each side, and that fifteen objections be sufficient to pass any bill by; which was rejected.

MR. BANKS offered the following resolution:

Be it resolved, That the House of Delegates convene each evening, beginning Thursday, March 7th, at 8 P. M., for the consideration and passage of all House bills.

Be it further resolved, That debate on all bills be limited to five minutes, and that fifteen objections be sufficient to pass by any bill on the calendar; which was rejected.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 223. Senate bill to provide how persons who have been placed on the "retired teachers' list" may retire or be removed therefrom under certain circumstances, and may cease to receive the pension provided for in the act providing a retirement fund for public school teachers, approved March 9, 1910.

No. 237. Senate bill to construe and make plain how treasurers' commissions are to be paid under section 613 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, and under section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1910, and under section 1515 of the Code of Virginia, as amended and re-enacted by an act approved March 11, 1904.

No. 439. Senate bill authorizing the board of supervisors of the several counties of the State of Virginia to appropriate money to defray the expenses of such indigent Confederate veterans of the counties of the State desiring to attend the celebration of the fiftieth anniversary of the Battle of Gettysburg, to be held at Gettysburg, Pennsylvania, on the 1st, 2d and 3d of July, 1913.

No. 451. Senate bill to amend section 17 of the charter of Suffolk.

No. 454. Senate bill to authorize Buckingham county from time to time, as necessary, to borrow money and issue bonds for a sum not exceeding \$50,000 for the purpose of uniting in the building in the county of Buckingham of State money aid roads.

No. 350. Senate bill to prescribe the effect as evidence to be given to deeds recorded prior to the year 1865.

No. 515. House bill for the relief of E. N. Cox, was read at length a first time and ordered to be printed.

A message was received from the Senate, by MR. MONTAGUE, who informed the House that the Senate had refused to concur in the amendments proposed by the House to the Senate amendment to House bill entitled

An act to authorize the board of supervisors of Norfolk county to borrow a sum not exceeding \$200,000 for the purpose of permanent road improvements in said county, and to issue bonds therefor, secured by a deed of trust on the interest of said county in the Norfolk



county ferries, and to authorize the circuit court of Norfolk county, or the judge thereof in vacation, to appoint a commission of three freeholders of said county to have charge of said permanent road improvements and the expenditure of the proceeds of said bond issue, No. 154.

No. 28. House bill to establish on the farm of the Virginia State Epileptic Colony the Virginia Colony for the Feeble-Minded, and to provide for the commitment of feeble-minded persons to such colony, unfinished business, came up.

The bill was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 73; nays, 9.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Grant, Harvey, Harwood, Houston, Howerton, Jennings, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Ruthersford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, White, Hugh A., White, John S., Willerooy, Williams, Mr. Speaker—73.

NAYS—Messrs. Kemper, Spessard, Sutphin, Tabb, Taylor, Walton, Weaver, Webb, Wissler—9.

MR. STEPHENSON of James City moved to reconsider the votes by which the bill was passed; which was rejected.

Ordered that MR. STEPHENSON of James City carry the bill to the Senate and request their concurrence.

No. 102. House bill to amend section 2844 of the Code of Virginia, in relation to public holidays, having been printed, was, on motion of MR. BANKS, taken up out of its order on the calendar and read at length a second time.

The question being on ordering the bill to its engrossment and third reading, was put and decided in the negative.

No. 507. House bill to provide for and authorize the purchase of at least one-half of the property in the city of Richmond known as the Ford's Hotel block for the purpose of erecting a modern, fireproof building for the State Library rooms, for the Supreme Court of Appeals of Virginia, and for other buildings for the departments and agencies of the State, having been printed, was, on motion of MR. HARWOOD, taken up out of its order on the calendar.

MR. HARWOOD moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 60; nays, 16.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Brewer, Brown, W. N., Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Harwood, Houston, Ivey, Jennings, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Milstead, Moncure, Moore, Moseley, Old, Oliver, Page, Parker, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stephenson, H. U., Stephenson, John W., Stratton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Mr. Speaker—60.

**NAYS**—Messrs. Borden, Burt, Earman, Fulton, Grant, Harvey, Kemper, Martin, Mustard, Peyton, Rakes, Spessard, Sutphin, Taylor, Walton, Webb—16.

The bill was ordered to be engrossed.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 54; nays, 24.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Baker, W. W., Bell, Brewer, Brown, W. N., Browning, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Harwood, Ivey, Jennings, Kent, Kinsey, Land, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Moore, Old, Oliver, Page, Parker, Peek, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Terrell, Throckmorton, Tiffany, Utz, Watts, White, Hugh A., White, John S., Willeroy, Mr. Speaker—54.

**NAYS**—Messrs. Borden, Burt, Earman, Flanagan, Fulton, Grant, Kemper, Martin, Milstead, Moseley, Mustard, Peyton, Radford, Rakes, Robertson, Spessard, Sutphin, Taylor, Templeton, Walton, Weaver, Webb, Williams, Wissler—24.

**MR. HARWOOD** moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that **MR. HARWOOD** carry the bill to the Senate and request their concurrence.

**No. 362.** Senate bill concerning railroad companies in which, or in the stock or securities of which, the Commonwealth owns, or is entitled to, any proprietary rights or interest, was, on motion of **MR. THROCKMORTON**, taken up out of its order on the calendar.

**MR. THROCKMORTON** moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford,

Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—88.

NAYS—None.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

No. 363. Senate bill to provide for a compromise and settlement of certain contentions and differences between the Commonwealth and its political subdivisions, upon the one part, and the Richmond, Fredericksburg and Potomac Railroad Company, on the other part, was, on motion of Mr. THROCKMORTON, taken up out of its order on the calendar.

Mr. THROCKMORTON moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 89; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—89.

NAYS—None.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman,

C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

MR. THROCKMORTON moved to reconsider the votes by which Nos. 362 and 363, Senate bills, had passed; which was rejected.

The hour of 12 o'clock M. having arrived,

No. 494. House bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 7, 1906, as amended and re-enacted by an act approved February 7, 1910, in relation to a reapportionment of representation in the General Assembly of Virginia, special and continuing order, came up.

MR. LAND moved to recommit the bill to the Committee on Privileges and Elections; which was rejected—yeas, 29; nays, 60.

On motion of MR. WILLEROY, the vote was recorded as follows:

YEAS—Messrs. Bargamin, Borden, Bowman, Brewer, Burt, Clarke, Daniel, Earman, Flanagan, Ivey, Jordan, Jennings, Kent, Land, Malbon, Radford, Rolston, Rutherford, Spessard, Stebbins, Stephenson, John W., Taylor, Throckmorton, Utz, Walton, Watts, White, Hugh A., Willeroy, Wise—29.

NAYS—Messrs. Adams, Baker, W. W., Banks, Bell, Brown, W. N., Browning, Buck, Chalkley, Coleman, C. R., Coleman, Daniel, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harwood, Houston, Howerton, Kemper, Kinsey, Love, Lunsford, Malbon, Massie, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Roberts, F. B., Roberts, John, Row, Smith, Stephenson, H. U., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Tiffany, Weaver, Webb, White, John S., Williams, Wissler, Mr. Speaker—60.

MR. WILLEROY offered an amendment in the nature of a substitute; which was rejected—yeas, 27; nays, 54.

On motion of MR. WILLEROY, the vote was recorded as follows:

YEAS—Messrs. Anderson, Bargamin, Bowman, Brewer, Daniel, Earman, Flanagan, Howerton, Ivey, Jennings, Jordan, Kent, Land, Martin, Massie, Page, Radford, Rolston, Rutherford, Spessard, Stebbins, Stephenson, John W., Throckmorton, Walton, White, Hugh A., Willeroy, Wise—27.

NAYS—Messrs. Baker, W. W., Banks, Bell, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harvey, Harwood, Houston, Kemper,



Kinsey, Love, Lunsford, Malbon, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Parker, Peek, Peyton, Rakes, Rew, Roberts, F. B., Roberts, John, Row, Smith, Stratton, Sutphin, Taylor, Templeton, Terrell, Tiffany, Watts, Weaver, White, John S., Williams, Wissler—54.

MR. RADFORD moved to amend as follows: The counties of Appomattox and Prince Edward shall have one delegate; the county of Bedford shall have two delegates; the city of Roanoke shall have two delegates; strike out lines 25 and 26; which was agreed to—yeas, 48; nays, 33.

On motion of MR. WILLEROY, the vote was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Bargamin, Borden, Bowman, Brewer, Brown, W. N., Burt, Chalkley, Creamer, Daniel, Earman, Flanagan, Fulton, Gilliam, Ivey, Kemper, Kent, Land, Lunsford, Massie, Moore, Moseley, Mustard, Norris, Page, Radford, Richardson, Rolston, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Utz, Walton, Watts, Webb, White, Hugh A. Willeroy, Wise, Wissler—48.

NAYS—Messrs. Adams, Banks, Bell, Browning, Coleman, C. R., Coleman, Daniel, Cox, Curtis, Evans, Ewing, Fitzhugh, Harwood, Houston, Jordan, Kinsey, Love, Malbon, Montague, Old, Oliver, Parker, Peek, Peyton, Rew, Roberts, F. B., Row, Stebbins, Stratton, Terrell, Weaver, White, John S., Williams, Mr. Speaker—33.

MR. WALTON moved to amend. Page 5, after line 70, add line 70½. The counties of King William and Hanover shall have one delegate; page 5, line 87, make lines read as follows: "The city of Norfolk shall have two delegates"; which was rejected.

Pending the consideration of which, the hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 o'clock P. M.

## AFTERNOON SESSION.

The hour of 3:30 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

MR. MONTAGUE offered the following resolution:

Resolved, That the regular order of business of the afternoon be postponed until 5 P. M. to-day; which was agreed to.

No. 494. House bill to amend and re-enact sections 58 and 59 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend sections 58, 59 and 60 of the Code of Virginia, approved December 23, 1891, as amended and re-enacted by an act approved April 2, 1902, as amended and re-enacted by an act approved March 7, 1906, as amended and re-enacted by an act approved February 7, 1910, in relation to a reapportionment of representation in

the General Assembly of Virginia, special and continuing order, came up.

The bill was ordered to be engrossed.

The bill being presently engrossed, was read at length a third time and passed—yeas, 76; nays, 6.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, Daniel, Cox, Creamer, Curtis, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Roberts, F. B., Roberts, John, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Throckmorton, Tiffany, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wissler, Mr. Speaker—76.

**NAYS**—Messrs. Ewing, Jennings, Land, Walton, Willeroy, Wise—6.

MR. OLIVER moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. OLIVER carry the bill to the Senate and request their concurrence.

No. 433. Senate bill to amend and re-enact an act entitled an act to provide a new charter for the town of Liberty; to extend its limits, and change the name to Bedford City, approved March 3, 1890, and to change the name of the town to Bedford, was, on motion of MR. BARGAMIN, taken up out of its order on the calendar.

The amendment proposed by the Committee on Counties, Cities and Towns was agreed to.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 84; nays, 1.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

**YEAS**—Messrs. Adams, Baker, W. W., Banks, Bargamin, Borden, Bowman, Brewer, Brown, W. N., Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Weaver, Webb, White, Hugh A., Williams, Wissler, Mr. Speaker—84.

**NAYS**—Mr. Mustard—1.

MR. BARGAMIN moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. BARGAMIN carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

No. 220. House bill regulating the sale of seed cotton and peanuts, prohibiting the sale thereof at night, having been printed, was, on motion of MR. MOSELEY, taken up out of its order on the calendar.

MR. MOSELEY moved that the several readings of the bill required by section 50 of the Constitution be dispensed with; which was agreed to—yeas, 74; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bargamin, Bell, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Meetze, Milstead, Moncure, Moore, Moseley, Old, Oliver, Page, Parker, Peek, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Watts, Weaver, White, John S., Williams, Wissler, Mr. Speaker—74.

NAYS—Messrs. Smith, Walton—2.

On motion of MR. MOSELEY, the bill and the title to the bill was amended.

The bill, as amended, was ordered to be engrossed, and being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 83; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Banks, Bargamin, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Watts, Weaver, White, John S., Willeroy, Williams, Wise, Wissler—83.

NAYS—Messrs. Smith, Walton—2.

MR. MOSELEY moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. MOSELEY carry the bill to the Senate and request their concurrence.

The following Senate bills were read at length a third time and passed.

No. 343. Senate bill requiring two suitable fish ladders at suitable places upon the mill dam across Clinch river at Speer's ferry, Scott county, Virginia—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Malbon, Martin, Massie, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

NAYS—None.

No. 340. Senate bill to amend and re-enact section 7 of an act approved April 10, 1903, entitled an act to incorporate the town of Bowling Green, in the county of Caroline—yeas, 89; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Borden, Bowman, Brewer, Brown, Thos., Brown, W. N., Bargamin, Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—89.

NAYS—None.

No. 350. Senate bill to prescribe the effect as evidence to be given to deeds recorded prior to the year 1865, was, on motion of Mr. Houston, taken up out of its order on the calendar.

MR. HOUSTON moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 77; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—77.

NAYS—Mr. Chalkley—1.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 66; nays, 12.



The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Kemper, Kent, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Old, Oliver, Page, Parker, Peek, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stratton, Tabb, Tate, Terrell, Throckmorton, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Mr. Speaker—66.

**NAYS**—Messrs. Chalkley, Fulton, Jennings, Kinsey, Mustard, Rakes, Smith, Stephenson, John W., Taylor, Watts, Wise, Wissler—12.

Motions severally made to reconsider the votes by which Nos. 433, 343, 340 and 350, Senate bills, were passed, were rejected.

The following Senate bills were read at length a second time:

**No. 182.** Senate bill to amend and re-enact section 26 of chapter 8 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, and further to provide for the recognition of instruments revoking the powers of agents of surety, guaranty, fidelity or security companies who have been authorized by power of attorney to act for such companies.

**No. 310.** Senate bill to pay J. A. Walker \$100, being the amount due him as land assessor for the county of Nottoway for work done by him as said assessor.

**No. 456.** Senate bill conferring upon the respective councils of the cities of Norfolk and Portsmouth the power to acquire by purchase, condemnation, lease or otherwise the property, in whole or in part, of any private or public service corporation operating a water works system, or chartered for the purpose of acquiring or operating such a system, and providing for condemnation proceedings in regard thereto.

**No. 379.** Senate bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia.

**No. 368.** Senate bill to amend and re-enact sections 1, 2, 4, 5 and 6 of an act approved February 25, 1908, entitled an act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, as the same was amended by an act approved February 16, 1910, entitled an act to amend and re-enact sections 2 and 7 of an act entitled an act to provide for the issuing of county bonds for permanent road and bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908.

No. 380. Senate bill to amend and re-enact an act entitled An act to organize county and city boards of poor commissioners and requiring reports from said boards, approved March 14, 1910.

No. 169. Senate bill to amend and re-enact an act approved March 16, 1910, entitled an act to amend and re-enact an act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908.

No. 56. Senate bill to amend and re-enact chapter 324 of the Acts of the General Assembly of Virginia, 1910, to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture in said county, approved March 17, 1910.

No. 244. Senate bill to amend and re-enact section 4052 of the Code of Virginia, in relation to writs of error and appeal, where lie, when for accused, when for State.

No. 283. Senate bill to amend and re-enact section 1166 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact chapter 48 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact sections 1165 and 1166, chapter 48, of the Code of Virginia, prescribing qualifications of bank directors, approved February 29, 1888, and by an act entitled an act to repeal section 1168 of chapter 48 of the Code of 1887, fixing a limitation on banking associations on discounting accommodation paper to one-tenth part of the capital stock of such association actually paid in, approved March 2, 1888, and by an act entitled an act to amend and re-enact section 1163 of the Code of Virginia, in relation to banks holding real estate, approved February 15, 1894, and by an act entitled an act to amend and re-enact section 1170 of the Code of Virginia, in relation to statements made by banks, approved January 22, 1898, approved January 4, 1904, so as to prescribe a penalty for failure of directors of banks to file both with the State Corporation Commission.

No. 284. Senate bill adding new sections to the Code of Virginia, providing for the regulating of State banks and fixing certain penalties for the violation thereof.

No. 354. Senate bill to repeal section 2507 of the Code of Virginia, as amended, requiring lists of writings and records to be posted by clerk.

The amendments proposed by the Senate to the following House bills were agreed to:

No. 71. House bill to amend and re-enact an act entitled an act to regulate the hours of labor in factories and manufacturing establishments where females and children under fourteen years of

age are employed as operatives, approved March 4, 1890, so as to embrace work shops, laundries and mercantile establishments—yeas, 72; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Spaker—72.

NAYS—Mr. Gilliam—1.

No. 116. House bill to remove the obstructions across and in Sandy creek, between the old ford in Halifax county, below the bridge across said creek, at Henry's Mill, and the source of said stream in Pittsylvania county—yeas, 62; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bell, Borden, Brewer, Brown, W. N., Buck, Chalkley, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Love, Malbon, Martin, Massie, Meetze, Milstead, Montague, Moore, Moseley, Old, Oliver, Page, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Watts, Weaver, Webb, Wise, Wissler, Mr. Speaker—62.

NAYS—Mr. Smith—1.

No. 125. House bill to amend and re-enact subsections fourth and fifth of section 184 of the Code of Virginia, as amended and re-enacted by an act approved January 24, 1908, entitled an act to amend and re-enact subsections fourth, fifth, sixth, seventh, eighth and ninth of section 184 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact subsection 184, concerning the salary of members and officers of the General Assembly, approved March 6, 1900, and as amended by an act entitled an act to amend and re-enact title 8 of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903—yeas, 72; nays, 3.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Bowman, Brewer, Brown, W. N., Buck, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure,

Montague, Moore, Mustard, Old, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Terrell, Throckmorton, Tiffany, Watts, Weaver, Webb, White, Hugh A., Wise, Wissler, Mr. Speaker—72.

NAYS—Messrs. Kent, Oliver, Taylor—3.

No. 157. House bill to authorize and direct work on the public roads of Goochland county by convicts at the State farm, now located in Goochland county—yeas, 75; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Clarke, Coleman, C. R., Creamer, Curtis, Daniel, Earman, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Harwood, Houston, Howerton, Ivey, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—75.

NAYS—None.

No. 199. House bill to amend and re-enact sections 4, 8 and 22 and to repeal sections 16, 17, 18 and 19 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act approved March 7, 1900, entitled an act to provide for the working and keeping in repair the public roads and bridges in the county of Washington, and to authorize the board of supervisors to borrow money by the issue of bonds, and to build bridges and to macadamize the roads in said county, and to authorize the qualified voters of said county to vote on the question, approved April 2, 1902, as amended and re-enacted by an act approved May 15, 1903, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 13, 1908, as amended and re-enacted by an act approved March 11, 1910—yeas, 78; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Buck, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Harvey, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Kemper, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Weaver, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—78.

NAYS—Mr. Webb—1.

Motions severally made to reconsider the votes by which the



amendments proposed by the Senate to Nos. 71, 116, 125, 157 and 199, House bills, were agreed to, were rejected.

No. 474. House bill to amend and re-enact an act approved March 16, 1910, entitled An act to amend and re-enact an act approved March 17, 1906, entitled an act to amend and re-enact section 27 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended and re-enacted, having been printed, was, on motion of Mr. BOWMAN, taken up out of its order on the calendar.

MR. BOWMAN moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

The bill was ordered to be engrossed, and being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, W. N., Browning, Buck, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 513. House bill to require State departments authorized to collect taxes and fees and to pay the same into the treasury, also to disburse said collections out of the treasury by warrants drawn upon the Auditor of Public Accounts, to file with the Auditor of Public Accounts statements showing in detail from what sources the taxes

and fees collected by them are received, and to further require them to attach to the warrants they draw upon the Auditor of Public Accounts a duplicate account or bill which will clearly show for what purpose each of said warrants is drawn, having been printed, was, on motion of Mr. Bowman, taken up out of its order on the calendar.

Mr. Bowman moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 72; nays, 2.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bargamin, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Ivey, Jennings, Jordan Kemper, Kent, Kinsey, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Oliver, Page, Parker, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Terrell, Throckmorton, Tiffany, Utz, Watts, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—72.

**NAYS**—Messrs. Mustard, Wissler—2.

The bill was ordered to be engrossed, and being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 64; nays, 3.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bargamin, Borden, Bowman, Brewer, Brown, W. N., Burt, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Oliver, Page, Parker, Peyton, Rakes, Rew, Roberts, F. B., Roberts, John, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Tate, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, John S., Willeroy, Wise, Mr. Speaker—64.

**NAYS**—Messrs. Mustard, Taylor, Wissler—3.

Motions severally made to reconsider the vote by which Nos. 474 and 513, House bills, were passed, were rejected.

No. 475. House bill to amend and re-enact sections 93, 94, 95 and 96 of an act entitled An act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, having been printed, was, on motion of Mr. Bowman, taken up out of its order on the calendar.

MR. BOWMAN moved to dispense with the further readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 86; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Buck, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—86.

NAYS—None.

The bill was ordered to be engrossed, and being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the negative—yeas, 48; nays, 17.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Borden, Brewer, Brown, W. N., Buck, Chalkley, Coleman, Daniel, Creamer, Evans, Ewing, Fitzhugh, Gilliam, Harwood, Houston, Ivey, Jennings, Kent, Kinsey, Love, Massie, Meetze, Milstead, Moncure, Moore, Mustard, Norris, Old, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Tate, Utz, Watts, White, John S., Williams, Wissler, Mr. Speaker—48.

NAYS—Messrs. Bargamin, Bowman, Browning, Clarke, Coleman, C. R., Daniel, Flanagan, Jordan, Martin, Moseley, Oliver, Rew, Stephenson, John W., Sutphin, Taylor, Weaver, Wise—17.

MR. BOWMAN moved to reconsider the vote by which the bill was rejected.

MR. JENNINGS moved to pass by the motion to reconsider; which was agreed to.

The following House bills were, on motions severally made, dismissed.

No. 257. House bill to regulate land surveying in the State of Virginia.

No. 495. House bill to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth vs. Henry Clay Beattie, Jr.

On motion of MR. JENNINGS, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

FRIDAY, MARCH 8, 1912.

Prayer by Rev. George Kemper, of Marshall Street Christian Church.

On motion of MR. JENNINGS, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, March 7, 1912.*

The Senate has passed House bills entitled an act to provide for the working of certain long term or desperate convicts by the Superintendent of the Penitentiary, the Governor and the Commissioner of Agriculture for the manufacture of ground limestone and oyster shells, and incidentally for the disposition of the same and the by-products suitable for road construction, to the citizens of the State, No. 290; an act to authorize and empower the board of supervisors of Culpeper county to issue bonds to raise money for the purpose of providing for and erecting and building certain bridges in said county, No. 477; and an act to relieve J. L. Addington, J. B. Wells, Morgan Bolling and W. R. Collier, late members of the board of supervisors of Wise county, from refunding certain moneys received by them for services rendered in connection with the building of macadam roads in Wise county, No. 506.

They have agreed to House amendments to Senate bills entitled an act to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1892, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910, No. 147; an act to regulate the taking of fish from streams west of the Blue Ridge mountains, No. 189; and an act to amend and re-enact an act entitled An act to provide a new charter for the town of Liberty, to extend its limits and change the name to Bedford City, approved March 3, 1890, and to change the name of the town to Bedford, No. 433.



And they have passed Senate bill entitled an act to amend and re-enact chapter 95 of the Code of Virginia, being sections 2070-a to 2082, inclusive, providing for the preservation of certain useful animals and to prevent unlawful hunting, No. 204.

In which they request the concurrence of the House of Delegates.

No. 204, Senate bill, was referred to the Committee on General Laws.

No. 415. Senate bill to prevent obstructing the waters of Pigg river, having been considered by the committee in session, was reported from the Committee on Counties, Cities and Towns, with amendments.

The following Senate bills, having been considered by the committee in session, were reported from the Committee for Courts of Justice:

No. 195. Senate bill to amend and re-enact section 3211 of the Code of Virginia, as amended, providing for recovery by motion after fifteen days' notice on contracts to recover money or to recover damages; when notice to be returned to clerk's office; provisions to prevent discontinuance of motion.

No. 349. Senate bill to amend and re-enact section 2564 of the Code of Virginia, as amended and re-enacted by an act of the Assembly, approved March 6, 1900, in relation to when partition cannot be made there may be allotment or sale; proceedings in case of sale; how proceeds distributed or invested, and effect of sale on right of dower.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Roads and Internal Navigation:

No. 418. Senate bill to amend section 3 of an act entitled an act for working and keeping in order the public roads of Mecklenburg county, and to provide for the levy of taxes for that purpose, approved March 6, 1900, and amended by an act approved March 15, 1910.

No. 247. Senate bill to repeal an act entitled an act to authorize and empower the State Corporation Commission to close or discontinue any private dock or wharf affected with a public use or easement in certain cases, approved March 16, 1910.

No. 68. Senate bill to amend and re-enact section 11 of chapter 111 of an act entitled an act concerning corporations, which became a law May 21, 1903, with amendments.

No. 144. Senate bill to amend and re-enact section 33 of the act establishing the Bureau of Insurance, as amended, approved March 6, 1906, so as to authorize the Bureau of Insurance to receive complaints of insurance, and under certain conditions to report same to

the General Assembly, having been considered by the committee in session, was reported from the Committee on Insurance and Banking.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on General Laws:

No. 197. Senate bill to regulate the practice of medicine and surgery in the State of Virginia, and to repeal all acts or parts of acts of the General Assembly of Virginia, and any section or sections of the Code of Virginia in conflict with the provisions thereof, especially an act entitled an act to regulate the practice of medicine and surgery in the State of Virginia, approved February 22, 1894, and sections 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751 and 1752 of the Code of Virginia of 1887, and all amendments thereto, with amendments.

No. 307. Senate bill to amend and re-enact section 5 of an act entitled an act providing for detention or commitment of minors under seventeen years of age for certain offenses not in jails or penitentiaries, placing them in suitable homes and institutions under certain circumstances, when they can and cannot be sent to jail; allowing them to be released on probation; the approval of the State Board of Charities and Corrections under certain contingencies; penalties for removing any child committed hereunder or violating any provision hereof; allowing jury trials and appeals; appointment of probation officers and outlining their duties, and declaring an emergency, approved March 16, 1910, so as to authorize judges of circuit courts to appoint probationary officers in counties and incorporated towns as well as cities.

No. 402. Senate bill to amend and re-enact subsections 3 and 4 of section 2070-c of the Code of Virginia.

The following Senate bills, having been considered by the committee in session, were reported from the Committee on Finance:

No. 444. Senate bill to authorize and require the Auditor of Public Accounts to pay to the Commission of Fisheries the fine of \$100 each imposed by the circuit court for the county of Accomac upon Edward A. George and John R. Middleton, which were improperly paid over to the said Auditor and by him carried into the Literary Fund.

No. 453. Senate bill to impose a license tax upon persons, firms or corporations selling publications, merchandise, etc., upon railroad trains and steamboats.

No. 49. Senate bill to require all public officers whose salaries are paid in whole or in part in fees or commissions to keep a fee book and report annually the aggregate amount of fees and other allowances received by them, with amendments.

No. 346. Senate bill to grant permission to the rector and visitors

of the University of Virginia to have a bronze statue cast of Houdon's Statue of Washington in the rotunda of the capitol, having been considered by the committee in session, was reported from the Committee on Public Property.

No. 516. House bill to change the name of the wharf now called Whealton to Morattico, having been considered by the committee in session, was reported from the Committee on Roads and Internal Navigation.

MR. CURTIS offered the following joint resolution:

Whereas March 8, 1912, is the fiftieth anniversary of the historic battle of Newport News, when the Confederate ram "Virginia" won undying glory for the navy of the Confederate States of America; and

Whereas that battle marked the greatest epoch in the history of marine warfare, ended the era of wooden ships, and opened a new age of battle; be it

Resolved by the House of Delegates (the Senate concurring), That this Assembly wishes to record its tribute to the builders, officers and crew of the "Virginia." Working without precedent, but inspired by lofty patriotism, the architects of the "Virginia" abandoned tradition and evolved a type of ship which has been copied by the navies of the world, and which has become a standard for all ships of war. The officers of the "Virginia," unprotected by shore batteries and unsupported by other vessels, save a few wooden gunboats, with a bravery worthy of Virginians, steamed forth against the entire fleet of the federal forces, threw down the gauge of battle and demonstrated to the world that they knew no peers as dauntless sailors. The crew of the "Virginia," braving death and capture, boldly followed their leaders, obeyed daring orders without a tremor, and by the fulness of their sacrifice won for themselves a place in the shrine of Virginia's immortals. Grateful for their service and mindful of their heroism, their surviving comrades, their sons and their kinsmen, pay this tribute to their valor and record this loving memorial of their incomparable worth; which was agreed to.

Ordered that MR. CURTIS carry the joint resolution to the Senate and request their concurrence.

MR. BELL offered the following joint resolution:

Resolved by the House of Delegates (the Senate concurring), That the present session of the General Assembly be, and the same is hereby, extended for a period of six days from the day on which it would otherwise end according to law; which was agreed to—yeas, 82; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bell, Brewer, Brown, W. N., Browning, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox,

Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—82.

NAYS—Mr. Sutphin—1.

MR. BELL moved to reconsider the vote by which the resolution was agreed to.

Ordered that MR. BELL carry the joint resolution to the Senate and request their concurrence.

MR. BELL offered the following joint resolution :

Resolved by the House of Delegates (the Senate concurring), That during the extension of six days of this session provided for, no bill shall be passed by either house, it being understood that the extension is for the purpose of completing enrollment, examination and signing of bills for the Governor and such other matters pertaining to each house as may properly come up therein ; which was agreed to.

Ordered that MR. BELL carry the resolution to the Senate and request their concurrence.

MR. JENNINGS offered the following resolution :

Whereas the work of the committees on enrolled bills will be greatly increased for the remainder of the session, and to facilitate the work of the session,

Resolved by the House of Delegates (the Senate concurring), That the Clerk of the House of Delegates and Keeper of the Rolls be directed to employ two expert proofreaders for such time as may be necessary during the remainder of the session to assist the committees on enrolled bills in comparing the bills passed with the enrolled copy, such proofreaders shall work under the direction of the Clerk of the House, and shall be paid out of the contingent fund of the House and Senate, one-half by each ; which was agreed to.

Ordered that MR. JENNINGS carry the joint resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. MONTAGUE, who informed the House that the Senate had agreed to the joint resolution :

On motion of MR. WILLIAMS, indefinite leave of absence was granted MR. BUCK.

MR. LOVE offered the following resolution :

Resolved, That the thanks of this House are tendered the Business Men's Club of Richmond for the beautiful entertainment given its members on the evening of Wednesday, the 6th instant ; which was agreed to.



MR. JENNINGS offered the following resolution:

Resolved by the House of Delegates, That our sincere sympathy is hereby extended to our fellow members, Hon. MESSRS. GREGORY, BAIN, THOMAS W. BROWN, who are sick, and Hon. Mr. BUCK, who is called away by illness of his son; which was agreed to.

MR. MONTAGUE offered the following resolution:

Resolved, That the order of business for afternoon sessions, heretofore adopted, be, and is hereby, rescinded; which was rejected.

MR. STEPHENSON of Bath offered the following resolution:

Resolved, That beginning with this morning's session, and at every session hereafter until adjournment, when ten members object to the consideration of any bill, the same will be passed by, except revenue bills, local bills and privileged matter; which was agreed to.

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, March 8, 1912.

*To the General Assembly:*

I herewith transmit an itemized statement of the expenditures of the United Agricultural Board from March 1, 1911, to January 2, 1912, inclusive, in conformity with law.

Respectfully,

WM. HODGES MANN,  
Governor.

The statement is printed as Senate Document No. 6.

MR. HARWOOD offered the following resolution:

Whereas the present session of the House of Delegates has been an exceedingly busy one, and the clerks and other employees have a great deal of night work to perform in the discharge of their duties, and have faithfully performed all such duties; therefore, be it

Resolved, That the Clerk of the House be, and he hereby is, authorized and directed to issue his warrant on the Auditor of Public Accounts to the assistant clerk, desk clerks, the enrolling clerk, the eight regular and special committee clerks, and the janitor of the House, for the sum of \$50, and to each page and committee room janitor and the janitor in charge of the State flags and two elevator men and gallery doorkeeper for the sum of \$25, as further compensation for the present session, said amount to be paid out of the contingent fund of the House; which was agreed to.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were read at length a first time:

No. 195. Senate bill to amend and re-enact section 3211 of the Code of Virginia, as amended, providing for recovery by motion after

fifteen days' notice on contracts to recover money or to recover damages; when notice to be returned to clerk's office; provision to prevent discontinuance of motion.

No. 349. Senate bill to amend and re-enact section 2564 of the Code of Virginia, as amended and re-enacted by an act of the Assembly approved March 6, 1900, in relation to when partition cannot be made there may be allotment or sale; proceedings in case of sale; how proceeds distributed or invested, and effect of sale on right of dower.

No. 418. Senate bill to amend section 3 of an act entitled an act for working and keeping in order the public roads of Mecklenburg county, and to provide for the levy of taxes for that purpose, approved March 6, 1900, and as amended by an act approved March 15, 1910.

No. 247. Senate bill to repeal an act entitled an act to authorize and empower the State Corporation Commission to close or discontinue any private dock or wharf affected with a public use or easement in certain cases, approved March 16, 1910.

No. 68. Senate bill to amend and re-enact section 11 of chapter 111 of an act entitled an act concerning corporations, which became a law May 21, 1903.

No. 144. Senate bill to amend and re-enact section 33 of the act establishing the Bureau of Insurance, as amended, approved March 6, 1906, so as to authorize the Bureau of Insurance to receive complaints of insurance, and under certain conditions to report same to the General Assembly.

No. 197. Senate bill to regulate the practice of medicine and surgery in the State of Virginia, and to repeal all acts or parts of acts of the General Assembly of Virginia, and any section or sections of the Code of Virginia in conflict with the provisions thereof, especially an act entitled an act to regulate the practice of medicine and surgery in the State of Virginia, approved February 22, 1894, and sections 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751 and 1752 of the Code of Virginia of 1887, and all amendments thereto.

No. 307. Senate bill to amend and re-enact section 5 of an act entitled an act providing for detention or commitment of minors under seventeen years of age for certain offenses not in jails or penitentiaries, placing them in suitable homes and institutions under certain circumstances; when they can and cannot be sent to jail; allowing them to be released on probation; the approval of the State Board of Charities and Corrections under certain contingencies; penalties for removing any child committed hereunder or violating any provision hereof; allowing jury trials and appeals; appointment of probation officers and outlining their duties, and declaring an emergency, approved March 16, 1910, so as to authorize judges of circuit courts to appoint probationary officers in counties and incorporated towns as well as cities.

No. 402. Senate bill to amend and re-enact subsections 3 and 4 of section 2070-c of the Code of Virginia.

No. 444. Senate bill to authorize and require the Auditor of Public Accounts to pay to the Commission of Fisheries the fines of \$100 each imposed by the circuit court for the county of Accomac upon Edward A. George and John R. Middleton, which were improperly paid over to the said Auditor and by him carried into the Literary Fund.

No. 453. Senate bill to impose a license tax upon persons, firms or corporations selling publications, merchandise, etc., upon railroad trains and steamboats.

No. 49. Senate bill to require all public officers whose salaries are paid in whole or in part in fees or commissions to keep a fee book and to report annually the aggregate amount of fees and other allowances received by them.

No. 346. Senate bill to grant permission to the rector and visitors of the University of Virginia to have a bronze statue cast of Houdon's Statue of Washington in the rotunda of the capitol.

No. 415. Senate bill to prevent obstructing the waters of Pigg river.

No. 516. House bill to change the name of the wharf now called Whealton to Morattico, was read at length a first time and ordered to be printed.

MR. RUTHERFOORD moved to discharge the Committee on General Laws from the further consideration of

No. 204. Senate bill to amend and re-enact chapter 95, Code of Virginia of 1904, being sections 2070-a to 2082, inclusive, providing for the preservation of certain useful animals, and to prevent unlawful hunting; which was agreed to—yeas, 53; nays, 22.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Burt, Chalkley, Christian, Cox, Creamer, Curtis, Evans, Ewing, Fitzhugh, Grant, Harwood, Houston, Jennings, Kent, Land, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Mustard, Old, Oliver, Page, Peyton, Roberts, F. B., Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U. Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Webb, White, Hugh A., White, John S., Wise, Wissler, Mr. Speaker—53.

NAYS—Messrs. Adams, Brown, W. N., Browning, Coleman, C. R., Coleman, Daniel, Harvey, Howerton, Kemper, Love, Malbon, Moseley, Richardson, Roberts, John, Spessard, Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Walton, Weaver, Williams—22.

The bill was placed on the calendar.

The following Senate bills were read at length a third time and passed:

No. 286. Senate bill to amend and re-enact an act entitled an

act to provide for the establishing, altering and building public roads and bridges in the county of Shenandoah, and for the working and keeping the same in repair, approved February 8, 1898—yeas, 84; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Massie, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, John S., Williams, Wise, Wissler, Mr. Speaker—84.

NAYS—None.

No. 436. Senate bill to provide for working roads in Stafford county—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Williams, Wise, Wissler, Mr. Speaker—81.

NAYS—None.

No. 379. Senate bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia—yeas, 83; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Williams, Wise, Wissler, Mr. Speaker—83.

NAYS—None.



No. 456. Senate bill conferring upon the respective councils of the cities of Norfolk and Portsmouth the power to acquire by purchase, condemnation, lease or otherwise the property in whole or in part of any private or public service corporation operating a water works system or chartered for the purpose of acquiring or operating such a system; and providing for condemnation proceedings in regard thereto—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Houston, Howerton, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Milstead, Moncure, Moore, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—79.

NAYS—None.

No. 451. Senate bill to amend section 17 of the charter of Suffolk, was, on motion of MR. BREWER, taken up out of its order on the calendar.

MR. BREWER moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 76; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Moore, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Wise, Wissler, Mr. Speaker—76.

NAYS—None.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie,

Milstead, Moncure, Moseley, Mustard, Norris, Old Oliver, Page, Parker, Peeks, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Webb, White, Hugh A., White, John S., Williams, Wissler, Mr. Speaker—81.

NAYS—None.

No. 454. Senate bill to authorize Buckingham county from time to time, as necessary, to borrow money and issue bonds for a sum not exceeding \$50,000 for the purpose of uniting in the building in the county of Buckingham of State money aid roads, was, on motion of MR. TERRELL, taken up out of its order on the calendar.

MR. TERRELL moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 89; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—89.

NAYS—None.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 89; nays, 0.

The vote required by the Constitution, this being an emergency act, was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—89.

NAYS—None.

No. 418. House bill to amend section 3 of an act entitled an act

for working and keeping in order the public roads of Mecklenburg county, and to provide for the levy of taxes for that purpose, approved March 6, 1910, and amended by an act approved March 15, 1910, was, on motion of Mr. ROBERTS of Mecklenburg, taken up out of its order on the calendar.

Mr. ROBERTS of Mecklenburg moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

No. 346. Senate bill to grant permission to the rector and visitors of the University of Virginia to have a bronze statue cast of Houdon's Statue of Washington in the rotunda of the capitol, was, on motion of Mr. WHITE of Albemarle, taken up out of its order on the calendar.

Mr. WHITE of Albemarle moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 90; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—90.

NAYS—None.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 93; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—93.

NAYS—None.

No. 415. Senate bill to prevent obstructing the waters of Pigg river, was, on motion of Mr. WILLIAMS, taken up out of its order on the calendar.

MR. WILLIAMS moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 91; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—91.

NAYS—None.



The amendments proposed by the Committee on Counties, Cities and Towns were agreed to.

The amendment being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Throckmorton, Walton, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—88.

NAYS—None.

Motions severally made to reconsider the votes by which Nos. 286, 436, 379, 456, 451, 454, 418, 346 and 415, Senate bills, were passed, were rejected.

Ordered that MR. WILLIAMS carry No. 415, Senate bill, to the Senate and request their concurrence in the amendment proposed by the House.

MR. BYRD, from the committee of conference upon the disagreeing votes of the two houses on No. 30, House bill, presented the following report:

Your undersigned committee of conference on the disagreeing vote of the two houses on

No. 30. House bill to regulate the holding of primary elections: to pay expenses of same; to secure the regularity and purity of the same, and to prevent and punish any corrupt practices in connection therewith, begs leave to recommend as follows:

That they agreed to the adoption of Senate amendments to House bill No. 30.

They agree to adding a new section, to be known as section No. 25, which is as follows:

"Sec. 25. Nothing in this act shall be construed to require the county and city treasurers to pay expenses of more than one primary held by any one party for one election, but if any of the subordinate party committees call a primary at a date other than the date set for the general primary, then the expenses of the primary called by such subordinate party committee shall be paid by the candidates themselves. In those primaries the expenses of which are not paid out of

the city or county funds no fee shall be paid by candidates to the several treasurers."

SAXON W. HOLT,  
GEORGE T. RISON,  
EDWARD ECHOLS,

*Conferees on the part of the Senate.*

RICHARD EVELYN BYRD,  
AUBREY G. WEAVER,  
JAMES R. JORDAN,

*Conferees on the part of the House.*

The question being on adopting the report of the committee of conference, was put and decided in the affirmative—yeas, 76; nays, 6.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bargamin, Bell, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—76.

NAYS—Messrs. Flanagan, Fulton, Mustard, Taylor, Webb, Wissler—6.

MR. BYRD moved to reconsider the vote by which the report of the committee of conference was adopted; which was rejected.

Ordered that MR. WILLIAMS inform the Senate that the House had adopted the report of the committee of conference.

A message was received from the Senate, by MR. HOLT, who informed the House that the Senate had adopted the report of the committee of conference.

MR. BOWMAN, from the committee of conference upon the disagreeing vote of the two houses on No. 298, Senate bill appropriating the public revenue for the fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914, presented the following report:

Your committee of conference upon the disagreeing votes of the two houses on

No. 298. Senate bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and on the 28th day of February, 1914, recommends that the substitute proposed by the House of Delegates be agreed to with the following amendments:

Page 2, line 30, after the word "dollars," insert, "and he shall

receive ten per centum of the amount of sales of publications from his office."

Page 3, line 36, after the word "exceeding," strike out "six hundred" and insert "one thousand."

Page 3, lines 55 and 56, strike out "seven hundred and eighty" and insert "eight hundred and forty."

Page 7, strike out after the word "immigration," in line 155, the words "for the promotion of homeseekers and land settlers and investors in Virginia, and for advertising the resources of this State in other States and countries, five thousand dollars, and" and insert after the word "fertilizers," in line 149, page 7, the following: "To the Department of Agriculture and Immigration, for the purpose of advertising the resources of Virginia in this and other States where new settlers are available, the sum of five thousand dollars, to be paid from the fees and taxes collected from fertilizers, if sufficient for that purpose."

Page 9, after line 194, strike out the words "for constructing metal shelving and appliances for manuscript records, and for the proper preservation of these records, three thousand dollars."

Page 21, lines 491 and 491½, strike out "\$500,000" and insert "\$465,000."

Page 26, beginning at line 568, strike out the words "first and second assistant physicians at the Central and Southwestern Hospitals shall receive each a salary of not exceeding \$1,500 per annum—\$6,000," and in lieu thereof insert the following: "The first and second assistant physicians at the Central and the first assistant physician at the Southwestern Hospital shall receive a salary of not exceeding \$1,500 per annum—\$4,500." "The second assistant physician at the Southwestern Hospital shall receive a salary of not exceeding \$1,200 per annum—\$1,200."

Page 29, line 622—Virginia Polytechnic Institute—strike out "\$66,750" and insert "\$61,750."

Page 29, lines 634 and 635, strike out "\$20,000" and insert "\$21,000."

Page 30, line 643-c, strike out "\$2,000" and insert "\$2,250."

Page 33, after line 709, strike out the words "Board of Charities and Corrections, nine thousand five hundred dollars, of which three thousand dollars, or so much thereof as may be necessary, shall be used for additional work required by acts passed at present session," and insert the following: "Board of Charities and Corrections, six thousand five hundred dollars and the surplus of other appropriations made previous to this date, unexpended, not to exceed two hundred dollars."

Page 34, line 30, after word "dollars" insert "and he shall receive ten per centum of the amount of sales of publications from his office."

Page 35, line 36, after word "exceeding" strike out "six hundred" and insert "one thousand."

Pages 35 and 36, lines 55 and 56, strike out "seven hundred and twenty" and insert "eight hundred and forty."

Page 39, line 155, after the word "immigration," strike out the words "for the promotion of homeseekers and land settlers and investors in Virginia, and for advertising the resources of this State in other States and countries, five thousand dollars," and insert, after the word "fertilizers," in line 149, page 39, the following: "To the Department of Agriculture and Immigration, for the purpose of advertising the resources of Virginia in this and other States where new settlers are available, the sum of five thousand dollars, to be paid from the fees and taxes collected from fertilizers, if sufficient for that purpose."

Page 41, after line 194, strike out the words "for constructing metal shelving and appliances for manuscript records, and for the proper preservation of these records, three thousand dollars."

Page 43, line 256, strike out "\$1,200" and insert "\$1,800."

Page 53, lines 491 and 491½, strike out "\$500,000" and insert "\$465,000."

Page 56, beginning at line 568, strike out the words "first and second assistant physicians at the Central and Southwestern Hospitals shall receive a salary of not exceeding \$1,500—\$6,000," and in lieu thereof insert the following: "The first and second assistant physician at the Central and the first assistant physician at the Southwestern Hospitals shall each receive a salary of not exceeding \$1,500 per annum—\$4,500." "The second assistant physician at the Southwestern Hospital shall receive a salary of not exceeding \$1,200 per annum."

Page 59, line 622—Virginia Polytechnic Institute—strike out "\$66,750" and insert "\$61,750."

Page 60, after line 644, add: "Superintendent, two thousand two hundred and fifty dollars; one steward, six hundred dollars; one engineer, six hundred dollars."

Page 63, after line 709, strike out the words "Board of Charities and Corrections, nine thousand five hundred dollars, of which three thousand dollars, or so much thereof as may be necessary, shall be used for additional work required by acts passed at present session," and in lieu thereof the following: "Board of Charities and Corrections, six thousand five hundred dollars."

Page 63, after the words in amendment, "Confederate Museum, \$120," add the following: "The sum of five thousand dollars, or so much thereof as is necessary, for treating the outside of the capitol in such manner as may be proper. The outside woodwork of both the



capitol building and library building shall be painted; and thirty days before the next General Assembly convenes, carpets consistent with the colors of the walls shall be laid in the chambers of the House of Delegates and Senate, cloak rooms and offices of the Clerk of the House of Delegates. The painting of the main floor and in the House and Senate chambers and clerks' offices shall be treated and cleaned in the best manner and the woodwork retouched with paint. This work shall be done under the supervision of the Governor, Register of the Land Office and the Secretary of the Commonwealth, who shall constitute a committee to let the contracts for this work and supervise the same.

Respectfully submitted,

EDWARD ECHOLS,

W. A. GARRETT.

SAXON W. HOLT,

*Conferees on the part of the Senate.*

A. M. BOWMAN,

JOHN S. HARWOOD,

W. W. BAKER,

*Conferees on the part of the House.*

MR. BOWMAN moved that the House adopt the report of the committee of conference; which was agreed to—yeas, 64; nays, 27.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Banks, Bargamin, Bell, Bowman, Brewer, Brown, W. N., Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Evans, Ewing, Flanagan, Gilliam, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Richardson, Roberts, F. B., Row, Rutherford, Smith, Stephenson, H. U., Setphenson, John W., Stratton, Tabb, Tate, Templeton, Throckmorton, Tiffany, Utz, Watts, Weaver, White, John S., Williams, Mr. Speaker—64.

NAYS—Messrs. Adams, Anderson, Borden, Burt, Daniel, Earman, Fitzhugh, Fulton, Land, Martin, Moore, Moseley, Mustard, Rakes, Robertson, Rolston, Spessard, Stebbins, Sutphin, Taylor, Terrell, Walton, Webb, White, Hugh A., Willeroy, Wise, Wissler—27.

MR. BOWMAN moved to reconsider the vote by which the report of the committee of conference was adopted; which was rejected.

Ordered that MR. BOWMAN inform the Senate that the House had adopted the report of the committee of conference.

A message was received from the Senate, by MR. ECHOLS, who informed the House that the Senate had adopted the report of the committee of conference.

MR. BREWER moved to take up out of its order on the calendar.

No. 49. Senate bill to require all public officers whose salaries are paid in whole or in part in fees or commissions to keep a fee book and report annually the aggregate amount of fees and other allowances received by them.

MR. BREWER moved to suspend the rule in so far as it pertains to this bill, which allows a bill to be passed by upon ten objections; which was agreed to—yeas, 46; nays, 37.

On motion of MR. BREWER, the vote was recorded as follows:

YEAS—Messrs. Adams, Bargamin, Borden, Bowman, Brewer, Brown, W. N., Earman, Evans, Ewing, Fulton, Gilliam, Grant, Harvey, Ivey, Jordan, Kent, Love, Martin, Meetze, Moore, Moseley, Page, Peyton, Radford, Rakes, Richardson, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Tabb, Templeton, Terrell, Throckmorton, Utz, Walton, Weaver, White, Hugh A., Willeroy, Wissler, Mr. Speaker—46.

NAYS—Messrs. Banks, Bell, Browning, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Fitzhugh, Flanagan, Houston, Howerton, Kinsey, Land, Lunsford, Malbon, Massie, Milstead, Moncure, Montague, Norris, Old, Oliver, Parker, Peek, Rew, Roberts, F. B., Roberts, John, Stratton, Sutphin, Webb, White, John S., Williams, Wise—37.

The question being on taking the bill up out of its order, was put and decided in the negative, two-thirds not voting therefor—yeas, 46; nays, 38.

On motion of MR. COLEMAN of Norfolk, the vote was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Borden, Brewer, Brown, W. N., Browning, Earman, Evans, Fitzhugh, Gilliam, Harvey, Ivey, Jordan, Kent, Love, Martin, Meetze, Moore, Moseley, Mustard, Page, Peyton, Radford, Rakes, Robertson, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Tabb, Templeton, Terrell, Throckmorton, Utz, Walton, Watts, Weaver, White, Hugh A., Willeroy, Wissler, Mr. Speaker—46.

NAYS—Messrs. Banks, Chalkley, Christian, Clarke, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Flanagan, Fulton, Grant, Houston, Howerton, Kemper, Kinsey, Lunsford, Massie, Milstead, Moncure, Malbon, Montague, Norris, Old, Oliver, Parker, Peek, Rew, Roberts, F. B., Roberts, John, Spessard, Stratton, Sutphin, Taylor, Webb, White, John S., Williams, Wise—38.

No. 68. Senate bill to amend and re-enact section 11 of chapter 111 of an act concerning corporations, was, on motion of MR. WATTS, taken up out of its order on the calendar.

MR. WATTS moved to dispense with the reading of the bill required by section 50 of the Constitution; which was agreed to—yeas, 72; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bell, Borden, Brown, W. N., Browning, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Jor-

dan, Kemper, Lunsford, Malbon, Martin, Massie, Meetze, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Terrell, Throckmorton, Tiffany, Watts, Weaver, White, John S., Williams, Wise, Wissler, Mr. Speaker—72.

NAYS—Mr. Milstead—1.

The amendments proposed by the Committee on Roads and Internal Navigation were agreed to.

The amendment being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 78; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Grant, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Lunsford, Malbon, Massie, Meetze, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Watts, Webb, White, Hugh A., Willeroy, Williams, Wise, Wissler, Mr. Speaker—78.

NAYS—Mr. Milstead—1.

MR. WATTS moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. WATTS carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 206. Senate bill to reimburse W. C. Parks and others, district road commissioners for Washington county, for advancing certain funds for local road improvements on account of a deficiency in the State convict road force fund.

No. 251. Senate bill to amend an act approved January 25, 1898, entitled an act to provide for the opening and working of roads and keeping the same in repair and to provide for erecting and maintaining bridges in the county of Culpeper, as amended and re-enacted by an act approved March 14, 1906, and as further amended by an act approved February 21, 1908, so as to add a new section thereto, to be known as section 15½, providing for an election in said county on the question of borrowing money and issuing bonds therefor for improv-

ing the roads in Catalpa magisterial district, in such county, including the town of Culpeper, and defining the effect thereof.

No. 202. Senate bill to allow the erection of a fountain in the city of Alexandria by the Mount Vernon Chapter of the Daughters of the American Revolution, and to authorize the city council of Alexandria to grant permission for such erection.

No. 70. Senate bill to make it a misdemeanor to borrow money from sales tobacco warehousemen upon a written promise or pledge to sell tobacco with said sales tobacco warehousemen and thereafter fail to comply with such written promise or pledge.

No. 209. Senate bill to amend and re-enact section 16 of an act entitled An act to amend an act and re-enact an act entitled an act to amend and re-enact an act to provide for creating, working and maintaining public roads in Fairfax county, and defining the boundaries of the same, approved March 14, 1904, approved March 8, 1906, approved March 14, 1908.

No. 268. Senate bill to amend the charter of the city of Alexandria, Virginia, affecting the control of its fire and health departments.

No. 381. House bill to permit the directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital.

No. 210. Senate bill to amend and re-enact sections 37 and 39 of the charter of the city of Alexandria, Virginia, as amended by an act of the General Assembly of Virginia, approved February 20, 1871, by an act approved March 22, 1871, by an act approved March 17, 1876, by an act approved March 20, 1877, by an act approved January 25, 1879, by an act approved March 1, 1888, by an act approved February 25, 1892, and by acts approved February 26, 1894, March 1, 1894, March 8, 1894, February 27, 1896, March 3, 1896, March 4, 1896, and by an act approved February 7, 1898.

No. 126. Senate bill to pay John A. Bailey \$75, being the amount of a judgment rendered by the circuit court of the city of Richmond in favor of John A. Bailey and against the Commonwealth of Virginia.

No. 143. Senate bill to amend and re-enact section 3397 of the Code of Virginia, in relation to special commissioners of sale.

No. 264. Senate bill to amend and re-enact an act approved March 7, 1894, entitled An act to provide for working and keeping in repair the public roads of Nelson county, as amended by an act approved February 26, 1896, and as further amended by an act approved March 3, 1898.

No. 319. Senate bill to amend and re-enact section 3 of an act to incorporate the town of Elba, Pittsylvania county, approved February 2, 1901, as amended by an act approved February 16, 1901.



No. 169. House bill to prohibit driving and riding on sidewalks in unincorporated towns and villages.

No. 164. House bill to provide for the payment to Weymouth, Meister & Smethie of the balance due them for binding the index to enrolled bills.

No. 131. Senate bill to amend and re-enact fifth subdivision of section 834-g of the Code of Virginia, authorizing the board of supervisors of each county in the State to levy a tax on dogs and to enforce collection of said tax, with certain penalties in case of failure to pay the same.

No. 128. House bill to pay to D. D. Talley and W. A. Crenshaw for extra services rendered by them as assistant assessors of real estate for the city of Richmond during the year 1910.

No. 162. Senate bill to require the board of bridge commissioners of the Falmouth bridge, in the county of Stafford, to let out the collecting of tolls and keeping of said bridge to the highest bidder.

No. 314. Senate bill to amend and re-enact subdivision 25 of an act entitled An act concerning the exercise of the power of eminent domain, approved 18th day of January, 1904.

No. 149. House bill to change the time of holding the town election of the town of Branchville, in Southampton county, Virginia, and extending the term of office of the present officers of said town.

No. 163. House bill to provide for the payment to the Richmond Press of the balance due them for printing the index to enrolled bills.

No. 88. House bill to amend and re-enact an act entitled An act authorizing the board of supervisors of Henrico county to require osage orange hedges bordering on public roads of said county to be trimmed by owners of such hedges and to impose a fine for failure to comply, which became a law December 20, 1897, by enlarging the powers of the said board of supervisors.

No. 421. House bill to amend and re-enact section 18 of the charter of the town of Manassas, Virginia.

No. 447. House bill to amend and re-enact section 7 of chapter 8 of the charter of the city of Lynchburg, providing for the creation and investment of a sinking fund by the said city, as amended by an act of April 2, 1902.

No. 93. House bill to amend and re-enact section 11 of an act approved January 30, 1888, entitled an act to amend and re-enact an act entitled an act to incorporate the town of South Boston, in the county of Halifax.

No. 137. House bill to amend and re-enact section 509 of the Code of Virginia, in reference to commissioners of the revenue extending levies and taxes; compensation therefor.

No. 418. House bill to prescribe a fence law for Fork magisterial district, of Warren county.

No. 362. Senate bill concerning railroad companies in which, or in the stock or securities of which, the Commonwealth owns, or is entitled to, any proprietary rights or interest.

A message was received from the Senate, by MR. THORNTON, who informed the House that the Senate had passed, with amendments,

No. 156. House bill to repeal an act entitled an act ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within this State, and authorizing the acquisition thereof, approved April 2, 1902.

In which they request the concurrence of the House.

THE SPEAKER laid the bill before the House.

On motion of MR. WHITE of Rockbridge, the amendments proposed by the Senate were agreed to—yeas, 58; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bowman, Brewer, Brown, W. N., Browning, Chalkley, Coleman, C. R., Coleman, Daniel, Creamer, Earman, Evans, Ewing, Fitzhugh, Howerton, Kent, Land, Martin, Massie, Meetze, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, John W., Sutphin, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—58.

NAYS—None.

MR. WILLIAMS moved to reconsider the vote by which the amendment was agreed to; which was rejected.

No. 137. Senate bill to amend and re-enact sections 4 and 10 of an act to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as heretofore amended, entitled an act defining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 29, 1888, entitled an act to further define the duties and enlarge the powers of the Commissioner of Agriculture, and an act approved March 5, 1888, entitled an act to provide a Commissioner of Agriculture of Virginia, and make an appropriation therefor, and to repeal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908, came up.

On motion of MR. ADAMS, the bill was amended.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 60; nays, 7.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Baker, W. W., Bargamin, Bell, Bowman, Brewer, Brown, W. N., Browning, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Evans, Ewing, Flanagan, Fulton, Gilliam, Grant, Har-

wood, Ivey, Kent, Kinsey, Martin, Massie, Meetze, Milstead, Montague, Moore, Mustard, Norris, Old, Page, Parker, Peek, Rakes, Rew, Roberts, F. B., Roberts, John, Robertson, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Templeton, Terrell, Throckmorton, Tiffany, Utz, Weaver, White, Hugh A., White, John S., Willeroy, Wise, Mr. Speaker—60.

NAYS—Messrs. Anderson, Burt, Oliver, Peyton, Walton, Webb, Wissler—7.

MR. ADAMS moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. ADAMS carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

No. 240. Senate bill to provide a trial justice in all counties having a population in excess of three hundred persons per square mile, as shown by United States census, to prescribe his jurisdiction in both civil and criminal matters, and to fix his compensation, came up.

On motions severally made by MESSRS. WHITE of Rockbridge and MONCURE, the bill was amended.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 58; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Bargamin, Bell, Brewer, Browning, Chalkley, Coleman, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Howerton, Kemper, Kinsey, Land, Massie, Meetze, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Radford, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stephenson, H. U., Stephenson, John W., Stratton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—58.

NAYS—Messrs. Fulton, Willeroy—2.

MR. MONCURE moved to reconsider the vote by which the bill had passed; which was rejected.

Ordered that MR. MONCURE carry the bill to the Senate and request their concurrence in the amendments proposed by the House.

No. 10. Senate bill to amend and re-enact subsections 2, 6, 11, 12 and 15 of section 2086 of the Code of Virginia, as heretofore amended, came up.

The amendments proposed by the Committee on Chesapeake and Its Tributaries were agreed to.

The amendments being presently engrossed, the bill was read at length a third time and passed—yeas, 60; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bargamin, Bell, Brewer, Brown, W. N., Browning, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Houston, Howerton, Kent, Land, Love, Malbon, Massie, Milstead, Moncure, Montague, Mose-

ley, Mustard, Oliver, Page, Parker, Peek, Peyton, Radford, Rew, Roberts, F. B., Robertson, Row, Rutherford, Smith, Spessard, Stephenson, John W., Sutphin, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—60.

NAYS—None.

MR. HOUSTON moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that Mr. Houston carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 3:30 o'clock P. M.

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### AFTERNOON SESSION.

The hour of 3:30 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

MR. COX offered the following resolution:

Resolved, That the order of business adopted by the House that the resolution whereby ten objections will pass a bill by, be rescinded and that all Senate bills on their second readings be called and shall be advanced to their third reading immediately, and then the calendar shall be proceeded with in regular order, and that the chair shall be vacated at 6 P. M. and resumed at 8 P. M.; which was rejected.

A message was received from the Senate by MR. HART, who informed the House that the Senate had refused to concur in the amendment proposed by the House to Senate bill entitled an act to amend and re-enact section 15 of an act approved March 15, 1910, entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon, and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe penalties, No. 148.

THE SPEAKER laid the bill before the House.

MR. WATTS moved that the House recede from its amendments; which was agreed to.

MR. WATTS moved to reconsider the vote by which the House recedes from its amendment; which was rejected.



All other business having been suspended, **THE SPEAKER**, in the presence of the House, signed the following bill which had been passed by both houses and duly enrolled, the title of said bill having been publicly read:

No. 232. Senate bill to authorize the city council of Fredericksburg to issue its coupon or registered bonds for the purpose of improving its streets in said city.

The following Senate bills were read at length a third time and passed:

No. 168. Senate bill to amend and re-enact section 11 of chapter 1, sections 7, 8, 9, 17, 19, 34 and 39 of chapter 2, and to add new sections 52, 53, 54 and 55 to chapter 2 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908—yeas, 48; nays, 4.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Baker, W. W., Banks, Bell, Browning, Creamer, Curtis, Evans, Harwood, Ivey, Jennings, Kemper, Kent, Land, Malbon, Martin, Meetze, Moore, Old, Oliver, Page, Parker, Peek, Rakes, Rew, Richardson, Roberts, F. B., Rolston, Rutherford, Spessard, Stebbins, Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—48.

**NAYS**—Messrs. Flanagan, Smith, Walton, Wissler—4.

No. 440. Senate bill to amend and re-enact an act entitled An act to continue in force and again appropriate the \$10,000 heretofore appropriated by an act approved March 9, 1908, entitled an act to make an appropriation to provide for the erection of a monument on the battlefield of Gettysburg, Pennsylvania, to commemorate the services of Virginia troops in the battle on that field (no part thereof having been expended up to this time); also to approve the design of the monument selected by the committee appointed under said act of March 9, 1908, and to authorize and direct said committee to contract for the erection of said monument and to appropriate the further sum of \$40,000 for that purpose, approved March 9, 1910, and to continue in force the appropriation of the sum of \$40,000 until the first of March, 1914—yeas, 67; nays, 6.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Bell, Borden, Bowman, Brown, W. N., Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Montague, Moseley, Norris, Old, Oliver.

Page, Parker, Radford, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, White, Hugh A., White, John S., Williams, Mr. Speaker—67.

NAYS—Messrs. Burt, Mustard, Taylor, Walton, Webb, Wissler—6.

No. 288. Senate bill to amend and re-enact an act approved March 13, 1908, entitled an act providing the method by which cities and towns in this Commonwealth may vote upon the issuance of bonds contemplated by clause B of section 127 of the Constitution, came up.

MR. MONCURE moved to amend by adding, "provided, however, that the provisions of this act shall not apply to cities with a population of twenty-five thousand or less, according to the last United States census"; which was rejected.

The bill was read at length a third time and passed—yeas, 64; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Bain, Baker, W. W., Banks, Bell, Browning, Chalkley, Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Grant, Harvey, Harwood, Ivey, Jennings, Kemper, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moore, Mustard, Old, Oliver, Page, Parker, Peek, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Spessard, Stebbins, Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Terrell, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler—64.

NAYS—Mr. Speaker, Anderson—2.

No. 111. Senate bill concerning coal mines and safety of employees, creating a department and inspector of mines under the Bureau of Labor and Industrial Statistics, was, on motion of MR. GRANT, taken up out of its order on the calendar.

MR. GRANT moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 67; nays, 5.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Brewer, Brown, W. N., Browning, Christian, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Harvey, Harwood, Houston, Jordan, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Montague, Moseley, Mustard, Oliver, Page, Parker, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Robertson, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Taylor, Terrell, Throckmorton, Tiffany, Utz, Walton, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—67.

NAYS—Messrs. Coleman, Daniel, Kemper, Old, Peek, Templeton—5.

MR. CHALKLEY moved to strike out all the words in clause 29 and insert in lieu thereof the words, "provided, nothing in this act shall

be construed to relieve the mine owner or operator from the duty imposed at common law to secure the reasonable safety of employees; and that in the performance of non-assignable duties the mine foreman and his assistants shall be considered as acting for the mine owner or operator as vice-principals"; which was rejected.

MR. CHALKLEY moved to amend the bill. Page 15, line 39, after the word "work," strike out all the words down to and including the word "officer," in line 41; which was rejected.

The bill was read at length a third time and passed—yeas, 75; nays, 6.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Jordan, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Oliver, Page, Parker, Peyton, Radford, Rakes, Rew, Roberts, F. B., Robertson, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Mr. Speaker—75.

NAYS—Messrs. Chalkley, Christian, Flanagan, Kemper, Templeton, Wissler—6.

Motions severally made to reconsider the votes by which Nos. 168, 440, 288 and 111, Senate bills, were passed, were rejected.

No. 237. Senate bill to construe and make plain how treasurers' commissions are to be paid under section 613 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, and under section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1910, and under section 1515 of the Code of Virginia, as amended and re-enacted by an act approved March 11, 1904, was, on motion of MR. LAND, taken up out of its order on the calendar.

MR. LAND moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 68; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Bowman, Brewer, Brown, W. N., Browning, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Watts, White, John S., Willey—68.

NAYS—White, Hugh A.—1.

The amendment proposed by the Committee on Finance was agreed to.

The amendment being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 79; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Walton, Weaver, Webb, White, John S., Wise—79.

NAYS—Mr. Hugh A. White—1.

MR. LAND moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. LAND carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

The following Senate bills were read at length a second time:

No. 285. Senate bill to amend and re-enact sections 1164, 1168, 1169, 1170-f and 1171 of an act entitled an act to amend and re-enact sections 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add independent sections thereto, so as to provide for the examinations of banks and other similar institutions in this State, and to make certain general provisions, and for the conduct of the business of banking, and to provide penalties for the violation of the provisions hereof, approved March 17, 1910.

No. 223. Senate bill to provide how persons who have been placed on the retired list may retire or be removed therefrom under certain circumstances and may cease to receive the pension provided for in the act providing a retirement fund for public school teachers, approved March 9, 1910.

No. 516. House bill to change the name of the wharf now called Whealton to Morattico, was, on motion of MR. NORRIS, taken up out of its order on the calendar.

MR. NORRIS moved to dispense with the printing and readings of the bill as required by section 50 of the Constitution—which was agreed to—yeas, 81; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Chalkley, Christian, Coleman, C. R., Coleman,



Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Houston, Howerton, Ivey, Jennings, Kemper, Kinsey, Land, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Webb, Wise, White, Hugh A., White, John S., Willeroy, Williams—81.

NAYS—None.

The bill was ordered to be engrossed.

The bill being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 88; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Kemper, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—88.

NAYS—None.

MR. NORRIS moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. NORRIS carry the bill to the Senate and request their concurrence.

No. 53. House bill to establish a co-ordinate State college for women, was, on motion of MR. STEPHENSON of James City, taken up out of its order on the calendar and dismissed.

A message was received from the Senate, by MR. THORNTON, who informed the House that the Senate had passed with an amendment House bill entitled an act to amend and re-enact an act entitled an act to authorize the Washington and Leesburg Turnpike Company, a corporation incorporated under the laws of Virginia, to take possession of certain turnpikes abandoned as such, and now used as county roads in the counties of Loudoun, Fairfax and Alexandria, and also to take possession of a portion of a county road in Fairfax county and improve said abandoned turnpikes or county roads and said portion of a county road and to convert the same into a modern and high class turnpike for the public convenience, whereon toll may be charged to pay for the construction, operation and maintenance of the same, approved January 31, 1910, No. 343.

THE SPEAKER laid the bill before the House.  
The bill was placed on the calendar.

On motion of MR. WISE, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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SATURDAY, MARCH 9, 1912.

Prayer by Rev. George Kemper, of Marshall Street Christian Church.

On motion of MR. STRATTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, March 8, 1912.*

The Senate has agreed to amendments recommended by the Governor to Senate bill entitled an act concerning railroad companies in which, or in the stock or securities of which, the Commonwealth owns, or is entitled to, any proprietary rights or interest, No. 362.

They have agreed to House joint resolution in reference to the extension of the session of the General Assembly for six days.

They have agreed to House joint resolution in reference to the consideration of bills during the extended session.

The Senate has passed House bills entitled an act to amend certain sections, repeal certain sections of, and to add certain new sections to, chapter 21, Code of Virginia, being sections 300 to 382, inclusive, providing for the public defense, No. 279; an act to establish on the farm of the Virginia State Epileptic Colony the Virginia Colony for the Feeble-Minded, and to provide for the commitment of feeble-minded persons to such colony, No. 28; an act to amend and re-enact an act approved March 16, 1910, entitled An act to amend and re-enact an act approved March 17, 1906, entitled an act to amend and re-enact section 27 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended and re-enacted, No. 474; an act to repeal an act entitled an act for the protection of deer in the counties of Gloucester and Mathews, approved January 16, 1902, No. 247; an act relative to

payment and custody of deposits in two or more names, No. 179; an act to amend and re-enact an act entitled An act to authorize and empower the board of supervisors of any county in the State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture in said county, approved March 17, 1900, No. 291; an act to amend and re-enact an act entitled An act to protect sheep and other stock in the counties of this State, approved March 29, 1908, so that said act when amended shall read as follows, No. 344; an act to amend and re-enact an act approved March 15, 1910, entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties, No. 153; an act to authorize and empower the board of supervisors of Accomac county to levy a tax for the support and maintenance of a public library, No. 328; an act to amend and re-enact section 34 of an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact sections 27, 34, 36, 41, 45, 46 and 47 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, and March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly and approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, and add an independent section thereto, to be known as section 33-a, No. 406; an act to amend and re-enact section 6, chapter 240, of an act approved March 12, 1908, to incorporate the town of Branchville, Southampton county, Virginia, No. 323; an act to allow the council of the town of Rocky Mount, Virginia, to appropriate from the town revenues a sum not exceeding \$6,000 to be used in the construction of a high school building in said town, No. 419; an act to authorize the board of supervisors of the county of Madison, Virginia, to expend money for the construction, maintenance and improvement of the roads of said county, No. 415; an act to authorize the cities of Newport News and Hampton and the counties of Warwick and Elizabeth City to appropriate money and to issue bonds for drainage of any

lands lying in the counties of Warwick or Elizabeth City, No. 412; an act to authorize and empower the board of supervisors of the county of Montgomery, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture and stock raising in said county, No. 410; an act to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county, No. 409; an act to amend and re-enact an act entitled an act to change the name of the town of East Big Stone Gap, in Wise county, to East Stone Gap, and to amend and re-enact an act approved March 5, 1890, entitled an act to incorporate the town of East Big Stone Gap, in Wise county, Virginia, approved March 8, 1894, No. 408; an act to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia, No. 405; an act to prevent the spread of blight to chestnut trees in this State, and to appropriate money therefor, No. 278; an act to require the State Board of Education to ascertain and report the amount paid by patrons of public schools for adopted school books, No. 274; an act to authorize the county school board of the county of James City to convey what is known as the Hickory Neck Academy lot, with the buildings thereon, to the duly appointed trustees for the congregation of Hickory Neck Protestant Episcopal Church of Blissland Parish, in James City county, Virginia, No. 258; an act to amend and re-enact section 113 of the Code of Virginia, as amended by an act approved January 11, 1904, No. 214; an act to require taxes levied upon dogs to be put upon the same tax bill with taxes levied upon personal property, and to give the same remedies for collecting such taxes in certain cases, No. 206; an act to authorize the Auditor of Public Accounts to pay certain claims due the treasurer of Elizabeth City county by the State which were refused payment on account of certain clerical errors, No. 205; an act to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act approved December 28, 1903, approved March 14, 1908, No. 194; an act to make an appropriation to provide for the relief of needy Confederate veterans who are not eligible to become inmates of the Soldiers' Home because of suffering with cancerous affection or contagious disease, No. 139; an act to amend and re-enact section 10, under schedule D, of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for



pensions, as authorized by section 189 of the Constitution, approved April 10, 1903, as amended by an act approved February 19, 1904, and as further amended by an act approved January 31, 1908, No. 208; an act to amend and re-enact section 2627 of the Code of Virginia, No. 250; an act to amend and re-enact an act to further preserve and protect the game in the county of Patrick, approved March 15, 1910, No. 224; an act to amend and re-enact An act approved March 1, 1906, entitled An act for the protection of fish in Nottoway river, in Southampton, Sussex, Dinwiddie, Brunswick and Greensville counties, Virginia, No. 223; an act to protect villages and unincorporated communities having, without defined boundaries, a population of three hundred or more against the running at large of horses, mules, ponies, asses, cattle, hogs, sheep and goats within said boundaries, and to authorize the circuit court of the county in which such village or community is located to fix the boundaries thereof for the purpose aforesaid, No. 320; an act to authorize Northampton county to borrow money and issue bonds for a sum not exceeding \$150,000 for the purpose of building public roads in the said county, No. 487; an act to amend and re-enact sections 6 and 7 of an act entitled an act to provide for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, approved March 4, 1896, and as amended by an act approved March 3, 1898, No. 287; an act to prevent the trapping of foxes in the Jefferson magisterial district, of the county of Culpeper, except during the months of November and December in any year, and requiring those who trap foxes to visit their traps every day they so trap and release any dog or dogs that may have been caught in said traps, No. 296; an act to continue and extend an act of the General Assembly of Virginia, entitled an act to direct the Board of Charities and Corrections to ascertain the facts concerning the weak-minded, other than insane and epileptic in the State of Virginia, and also to direct the said Board of Charities and Corrections to ascertain, investigate and report to the next General Assembly of Virginia as to the propriety of providing surgical aid and treatment to the deformed, crippled and disfigured persons of the Commonwealth who are too poor to provide such treatment for themselves, and to appropriate the sum of \$1,000 for the purpose, No. 138; an act to provide for payment to the assessors of real estate for the city of Roanoke for work done by them in consequence of the death of one of said assessors, No. 349; an act to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions,

as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, No. 196; an act to amend and re-enact section 139 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, No. 354; an act to amend and re-enact an act entitled An act to amend and re-enact an act entitled an act to establish a general road fund for the permanent improvement of roads and bridges in Dinwiddie county, to create a road board for Dinwiddie county, and to prescribe its powers and duties, and to provide for the appointment of a county superintendent of roads, and to regulate his duties, approved March 8, 1904, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 12, 1908, as amended and re-enacted by an act approved March 10, 1910, No. 380; an act to authorize and empower the present clerk of Goochland county to copy and transmit to the treasurer of said county lists of lands delinquent for taxes for certain years which the previous clerk of said county failed to transmit to the treasurer of said county, as required by law, and to authorize the treasurer of said county to make sale of such lands and to authorize the judge of the circuit court of said county to allow said clerk of the circuit court of Goochland county suitable compensation for making lists aforesaid, No. 391; an act to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910, No. 342; an act to amend and re-enact sections 17, 18 and 19 of an act entitled an act for working roads in the county of Loudoun, approved February 16, 1880, as amended and re-enacted by an act approved February 2, 1894, and further by an act approved April 27, 1903, and an act approved March 15, 1910, No. 271; an act to permit the establishment of a private bridge over the waters of Skiff's creek, between the counties of Warwick and James City, Virginia, No. 182; an act to amend and re-enact section 2 of an act approved March 4, 1896, to provide for the making and keeping in repair the roads and

bridges in the county of Charlotte, and to provide for the taking of wood, stone, gravel, earth and other materials that may be necessary in constructing or repairing the public roads in the county of Charlotte, adding sections 14 and 14½, No. 113; an act to amend and re-enact an act to amend and re-enact an act to provide for the improvement of public roads in Charlotte county, to authorize the issuance of county bonds for the purpose, and to apportion the proceeds of said bonds among the several magisterial districts, and to provide for the authorization of the issue of bonds by an election, approved March 11, 1908, adding thereto sections 12½, 17½ and 17½-a, approved March 10, 1910, adding thereto sections 17½-b, 17½-c and 17½-d, No. 158; an act to amend section 11 of chapter 74, Acts 1908, approved February 25, 1908, entitled an act to amend and re-enact chapter 184 of the Acts of the General Assembly of Virginia, 1890, entitled An act to provide for the working of and keeping in repair the public roads and bridges of Smyth county, approved February 6, 1890, No. 264; an act to repeal an act to protect fish in the Blackwater river, within the county of Isle of Wight, approved March 16, 1910, No. 400; an act to prohibit the taking or removing of fish, except such as are excepted, from the watercourses of the county of Augusta, No. 398; an act for the protection of fish in the Meherrin river, No. 366; an act to amend and re-enact section 2108 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact section 2108 of the Code of Virginia, as to unlawful fishing, and to prescribe the time for catching bass, approved March 16, 1910, so as to exclude from the operation thereof New river, in Wythe county, Virginia, and to prevent the catching of fish with seines in certain waters of said county, No. 299; an act to amend and re-enact sections 2 and 3 of the act entitled an act for the protection of fish in Washington county, Virginia, approved March 8, 1894, as amended and re-enacted by an act approved March 14, 1910, No. 295; an act to amend and re-enact sections 5 and 12 of an act entitled an act to protect and advance agriculture by regulating the sale and purity of commercial fertilizers and the guarantee and condition upon which they are to be sold, and fixing penalties incurred for violation of same, as heretofore amended, No. 276; an act to authorize the board of supervisors of Rockingham county, in the State of Virginia, to establish toll gates for the purpose of maintaining the macadam roads in said county, No. 427; an act to amend and re-enact section 2, chapter 230 of an act entitled An act to provide for the establishing, altering and building the public roads and bridges in the county of Shenandoah, and for working and keeping the same in repair, approved February 8, 1898, No. 428; an act to authorize the submission to the legal voters of the city of Winchester

of the question whether or not they will favor the issuance by said city of not more than \$150,000 of "gravity water bonds," and to authorize the issuance by said city of not more than \$150,000 of said bonds, if a majority of those voting vote in favor of such issuance, No. 434; an act to amend and re-enact section 2 of an act of the General Assembly of Virginia, approved March 14, 1902, entitled an act to annex additional territory to the city of Norfolk, and to provide for the government of said annexed territory, No. 450; an act to validate a certain bond issue had in the town of Virginia Beach, authorized by an election held November 20, 1906, No. 485; an act to amend and re-enact sections 13 and 16 of an act approved March 12, 1904, entitled an act to incorporate and provide a charter for the town of Damascus, Virginia, No. 486; an act to amend and re-enact section 5 of the charter of the town of Highland Park, No. 488; an act to authorize J. F. Smith, of York county, Virginia, to erect a wharf on Cheesman's creek, No. 498; an act to make valid and effective the recordation of deeds of corporations conveying property, real or personal, heretofore or hereafter executed, and heretofore or hereafter recorded, in pursuance of resolutions of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by such officers signing the corporate names and affixing and attesting the corporate seals, respectively or jointly, and when such deeds have been or may be recorded upon the certificates of acknowledgment of the presidents only, No. 231; an act to amend and re-enact section 2965 of the Code of Virginia, with reference to the direction and return of an attachment, as amended by acts approved January 30, 1894, February 27, 1894, and December 10, 1903, by adding a provision requiring the payment within thirty days, under the penalty of dismissal, of the proper writ tax in case of an attachment for an amount exceeding twenty dollars returned to a circuit or city court, No. 313; an act to amend and re-enact section 1 of an act approved February 7, 1901, entitled an act to amend and re-enact an act approved March 3, 1896, entitled an act to amend and re-enact an act entitled an act to regulate the salary of the police justice of the city of Norfolk, approved February 18, 1896, and also in relation to the said police justice and to the clerk of the corporation court of the city of Norfolk, in connection with fines imposed by said police justice, No. 449; an act to provide for the removal of the remains of General Henry Lee from the State of Georgia and reinter the same at some appropriate place in Virginia, and to appropriate funds for the purpose, No. 284; an act to make valid and effective deeds of corporations conveying property, real or personal, heretofore or hereafter executed, in pursuance of resolutions of the boards of directors of such corporations au-



thorizing such execution by their presidents and secretaries, when executed by the presidents signing the corporate names and the secretaries affixing and attesting the corporate seals, respectively, unless such resolutions expressly direct that each of such acts shall be done by such officers jointly, No. 232; an act authorizing the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$25,000 or town run improvement bonds, and to authorize the issuance by said city of not more than \$25,000 of said bonds, if a majority of those voting shall vote in favor of such issuance, No. 435; an act to validate and hold firm and binding the receipt, recordation and verification of deeds, orders of probate, fiduciary accounts and other papers and writings received into the clerk's offices of the courts of this Commonwealth by the clerks thereof, and transcribed upon the record books in said offices, though the receipt, recordation and verification certificates attached thereto have not received the attesting signatures of the said clerks, and to provide for the attesting and verification of the same, No. 339; an act to repeal an act approved March 2, 1910, to authorize the district school board of Grafton school district, of York county, to borrow \$4,000 and to issue bonds therefor for a new high school building, No. 431; an act to authorize the several magisterial districts of Accomac county to borrow money and issue bonds therefor for the purpose of building, improving and maintaining the public roads of said district, in said county, No. 510; an act regulating the sale of seed cotton and prohibiting the sale thereof at night, No. 220; an act to authorize the school board of Grafton magisterial district, of York county, to borrow a sum not exceeding \$2,500, and to issue bonds therefor, No. 432; an act to authorize C. B. Woodward to establish a ferry across Powell's river, at Powell's ford, in Lee county, No. 426; an act to authorize and empower the board of supervisors of Accomac county to levy a license tax on all vehicles used or operated in said county for the purpose of raising revenue for the construction, improvement and maintenance of public highways and bridges, in said county, No. 511; and an act to make the unauthorized use of automobiles or motor vehicles a misdemeanor, No. 368.

They have agreed to House amendments to Senate bills entitled an act to amend and re-enact sections 4 and 10 of an act to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as heretofore amended, entitled an act defining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 29, 1888, entitled an act to further define the duties and enlarge the powers of

the Commissioner of Agriculture, and an act approved March 5, 1888, entitled an act to provide a Commissioner of Agriculture of Virginia and make an appropriation therefor, and to repeal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908, No. 137; an act to prevent obstructing the waters of Pigg river, No. 415; an act to amend and re-enact subsections 2, 6, 11, 12 and 15 of section 2086 of the Code of Virginia, as heretofore amended, No. 10; an act to amend and re-enact section 11 of chapter 111 of an act entitled An act concerning corporations, which became a law May 21, 1903, No. 68; an act to provide a trial justice in all counties having a population in excess of three hundred persons per square mile, as shown by United States census, to prescribe its jurisdiction in both civil and criminal matters, and to fix his compensation, No. 240; an act to construe and make plain how treasurers' commissions are to be paid under section 613 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, and under section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1910, and under section 1515 of the Code of Virginia, as amended and re-enacted by an act approved March 11, 1904, No. 237.

They have rejected House bill entitled an act to amend and re-enact subsections 1 and 2 of section 2070-c of the Code of Virginia, as amended and re-enacted by an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals, and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., No. 132.

They have passed, with amendments, House bill entitled an act to amend and re-enact chapter 365 of the Acts of the General Assembly of Virginia of 1910, entitled An act to authorize recitals in deeds of conveyance executed prior to April, 1865, that the deed from the patentee of the land conveyed to or from his vendees was admitted to record in the general court at Richmond, Virginia, or Frankfort, Kentucky, and authenticated copies of such original deeds to be received as prima facie evidence of the execution of the said deed in suits and action where the title to the land purported to be conveyed is involved, approved March 22, 1910, by adding a new section, to be designated section 2, to said act, also authorizing authenticated certified copies of deeds conveying lands prior to the year 1865, lying partly within the States of Virginia and Kentucky, and deeds conveying different parcels of land embraced in a single deed lying in said States of Virginia and Kentucky, the originals of which have been duly recorded in the general court at Richmond, Virginia, or in

the general court at Frankfort, Kentucky, or duly certified copies of said deeds from the clerk's office of any county or city within this Commonwealth, to be received in evidence in actions at law or suits in equity in the courts of this Commonwealth with all the force and effect of the original deed or deeds, where the original deed or deeds have been destroyed by fire, lost or mislaid, and to authorize the clerks of the circuit courts of the various counties and the corporation and chancery courts of the cities in Virginia to admit to record duly authenticated certified copy or copies of any such original deed or deeds from the records of said general court at Richmond, Virginia, and Frankfort, Kentucky, or from the clerk's office of any county or city in this State in which said original deed or deeds have been recorded within this Commonwealth, and to provide when such certified copy or copies of such original deed or deeds have been so admitted to record they shall have the same force and effect as if the original itself had been first recorded in said county or city, No. 108; an act to amend and re-enact an act entitled An act to assign offices to the several departments and officers of the State government in the several public buildings owned by the State, approved March 14, 1906, No. 451; an act to amend and re-enact an act entitled An act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, approved March 16, 1910, No. 357; an act to prescribe in what cases a justice of the peace shall not have jurisdiction in a suit or warrant, No. 122; an act to amend and re-enact section 2070-b of the Code of Virginia, relative to the appointment of game wardens upon the application of five resident freeholders of the several counties of the State, whose jurisdiction shall be confined to the several magisterial districts, No. 166; an act to provide for the indexing of deeds and other records in ledgerized general index books, No. 121; an act to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096; 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James

and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, approved March 14, 1910, No. 341; an act to amend and re-enact section 484 of the Code of Virginia, 1904, to authorize commissioners of the revenue to reduce the assessment of buildings when injured or destroyed, and to reduce the assessment of timber lands when the same is decreased in value by the removal of timber therefrom, No. 353.

In which they request the concurrence of the House of Delegates.

Nos. 451, 108, 122, 166, 121, 341, 353 and 357, House bills, were, on motions severally made, placed on the calendar.

MR. BOWMAN offered the following resolution:

Resolved, That the Clerk of the House be authorized and directed to employ a janitor for the offices at a price not exceeding \$15 per month, to be paid out of the contingent fund of the House; which was agreed to.

MR. BOWMAN offered the following resolution:

Resolved, That the Clerk of the House of Delegates be authorized to employ a clerk to assist in the completion of the work of the present session, at the salary provided by law, the same to be paid out of the contingent fund of the House upon the warrant of the Clerk, approved by THE SPEAKER; which was agreed to.

MR. SPESSARD offered the following resolution:

Resolved by the House of Delegates, That the sum of \$10 be, and is hereby, appropriated to each of the three engineers and firemen at the powerhouse, said money to be taken from the unexpended balance of the House contingent fund; which was agreed to.

MR. CURTIS offered the following resolution:

Resolved, That the House of Delegates, in consideration of the services of Guide Andrews, vote him \$50, same to be paid out of the House contingent fund; which was rejected.

MR. WILLIAMS offered the following resolution:

Resolved, That all speeches on all bills be limited to five minutes; which was agreed to.

MR. BELL offered the following resolution:

Be it resolved by the House of Delegates of Virginia, That we, the members of said House of Delegates, do hereby express our appreciation of the ability, justice and fairness with which the Honorable RICHARD EVELYN BYRD has always discharged the duties incumbent upon him as SPEAKER of the House of Delegates of Virginia during the session now drawing to its close.



Second. That we hereby express the hope that he will in his future life have a full measure of health and prosperity; which was agreed to.

MR. PARKER offered the following resolution:

Resolved by the House of Delegates, That it recognizes in its Clerk, John W. Williams, Esq., a highly capable and efficient officer, and one possessing in an eminent degree the qualifications for the faithful and diligent discharge of the duties of that important position, and that his courteous bearing and most affable disposition under many trying and perplexing circumstances commands our most ardent admiration and esteem; which was agreed to.

MR. HARWOOD stated that in the examination of the Journal of February 29, 1912, he found that he had been recorded in the negative on the motion made by MR. WALTON to take up out of its order on the calendar

No. 259. House bill to repeal sections 1450, 1451 and 1452 of the Code of Virginia, as heretofore amended, and to repeal sections 1455, 1456, 1457 and 1458 of the Code of Virginia, and to amend and re-enact section 1460 of the Code of Virginia, as heretofore amended, and to amend and re-enact section 1453, 1461 and 1487 of the Code of Virginia, and that such entry was a mistake, he having voted in the affirmative on the motion, and desired an entry to be made upon the Journal making the correction, and while his vote would not have changed the result, it required a two-thirds vote to suspend the rule, he wished to have his vote properly recorded.

The amendments proposed by the Senate to the following House bills were agreed to:

No. 343. House bill to amend and re-enact an act entitled An act to authorize the Washington and Leesburg Turnpike Company, a corporation incorporated under the laws of Virginia, to take possession of certain turnpikes abandoned as such and now used as county roads in the counties of Loudoun, Fairfax and Alexandria, and also to take possession of a portion of a county road in Fairfax county and to improve said abandoned turnpikes or county road, and to convert the same into a modern and high class turnpike for the public convenience, whereon toll may be charged to pay for the construction, operation and maintenance of the same, approved January 31, 1910—yeas, 78; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Anderson, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Grant, Harwood, Houston, Kemper, Kent, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin,

Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—78.

NAYS—None.

No. 451. House bill to amend and re-enact an act entitled An act to assign offices to the several departments and officers of the State government in the several public buildings owned by the State, approved March 14, 1906—yeas, 92; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—92.

NAYS—None.

No. 108. House bill to amend and re-enact chapter 365 of the Acts of the General Assembly of Virginia of 1910, entitled An act to authorize recitals in deeds of conveyances executed prior to April, 1865, that the deed from the patentee of the land conveyed to or from his vendees was admitted to record in the general court at Richmond, Virginia, or Frankfort, Kentucky, and authenticated copies of such original deeds to be received as prima facie evidence of the execution of the said deed in suits and actions where the title to the land purported to be conveyed is involved, approved March 22, 1910, by adding a new section, to be designated section 2, to said act, also authorizing authenticated certified copies of deeds conveying lands prior to the year 1865, lying partly within the States of Virginia and Kentucky, and deeds conveying different parcels of land embraced in a single deed lying in said States of Virginia and Kentucky, the originals of which have been duly recorded in the general court at Richmond, Virginia, or in the general court of Frankfort, Kentucky, or duly certified copies of said deeds from the clerk's office of any county or city within this Commonwealth, to be received in evidence in actions at law or suits in equity in the courts of this Commonwealth with all the force and effect of the original deed or deeds where the original deed or deeds have been destroyed by fire, lost or mislaid; and to authorize the clerks of the circuit courts of the various counties, and the corporation and chancery courts of the cities in Virginia to admit to record duly authenticated certified copy or copies of any

such original deed or deeds from the records of said general court at Richmond, Virginia, and Frankfort, Kentucky, or from the clerk's office of any county or city in this State in which said original deed or deeds have been recorded within this Commonwealth; and to provide when such certified copy or copies of such original deed or deeds have been so admitted to record they shall have the same force and effect as if the original itself had been first recorded in said county or city—yeas, 96; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—96.

**NAYS**—None.

No. 122. House bill to prescribe in what cases a justice of the peace shall not have jurisdiction in a suit or warrant—yeas, 94; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—94.

**NAYS**—None.

No. 166. House bill to amend and re-enact section 2070-b of the Code of Virginia, relative to the appointment of game wardens upon the application of five resident freeholders of the several counties of the State, whose jurisdiction shall be confined to the several magisterial districts—yeas, 94; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Christian,

Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—94.  
 NAYS—None.

No. 121. House bill to provide for the indexing of deeds and other records in ledgerized general index books—yeas, 95; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—95.  
 NAYS—None.

No. 341. House bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act; sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903; an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888; an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900; an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, approved March 14, 1910—yeas, 95; nays, 0.



The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—95.

NAYS—None.

No. 353. House bill to amend and re-enact section 484 of the Code of Virginia, 1904, to authorize commissioners of the revenue to reduce the assessment of buildings when injured or destroyed, and to reduce the assessment of timber lands when the same is decreased in value by the removal of timber therefrom—yeas, 95; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Howerton, Ivey, Jennings, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—95.

NAYS—None.

No. 357. House bill to amend and re-enact an act entitled An act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, approved March 16, 1910—yeas, 62; nays, 3.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bain, Banks, Bell, Bowman, Browning, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Harwood, Houston, Kemper, Kinsey, Land, Lunsford, Martin, Massie, Meetze, Milstead, Montague, Mustard, Norris, Old, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Sutphin, Tabb, Tate, Taylor, Templeton, Throckmorton, Tiffany, Utz, Walton, Weaver, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—62.

NAYS—Messrs. Borden, Moseley, Webb—3.

Motions severally made to reconsider the votes by which the amendments proposed by the Senate to Nos. 343, 451, 108, 122, 166, 121, 341, 353 and 357, House bills, were agreed to, were rejected.

A message was received from the Senate, by MR. MAPP, who informed the House that the Senate had passed, with amendments, House bill entitled

An act to amend and re-enact subsection 5 of section 2070-a of an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a, by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a, by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908, and further amended and re-enacted by an act approved March 16, 1910, as to certain counties, No. 129.

In which they request the concurrence of the House.

THE SPEAKER laid the bill before the House.

On motion of MR. NORRIS, the amendments proposed by the Senate were agreed to—yeas, 65; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Banks, Borden, Brewer, Brown, W. N., Burt, Chalkley, Christian, Coleman, C. R., Creamer, Curtis, Daniel, Evans, Fitzhugh, Fulton, Grant, Howerton, Ivey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—65.

NAYS—None.

MR. NORRIS moved to reconsider the vote by which the amendments were agreed to; which was rejected.

A message was received from the Senate, by MR. SAUNDERS, who informed the House that the Senate had passed, with amendments, House bill entitled

An act to provide for and authorize the purchase of at least one-half of the property in the city of Richmond, known as the Ford's Hotel block, for the purpose of erecting a modern, fireproof building for the State Library rooms, for the Supreme Court of Appeals of Virginia, and for other buildings for the departments and agencies of the State, No. 507.

In which they request the concurrence of the House of Delegates.

THE SPEAKER laid the bill before the House.

The amendment proposed by the Senate was agreed to—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Wissler—82.

**NAYS**—None.

MR. WHITE of Rockbridge moved to reconsider the vote by which the House agreed to the amendment proposed by the Senate; which was rejected.

THE SPEAKER laid before the House

No. 362. Senate bill concerning railroad companies in which, or in the stock or securities of which, the Commonwealth owns or is entitled to any proprietary rights or interest, with the following communication from the Governor:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, *March 8, 1912.*

*To the Senate:*

Approving the general purpose of Senate Bill No. 362, and acting under the power given me by section 76 of the Constitution of the State, I submit an amendment to section 5 of the bill, which will preserve the right of the State to the same representation on the board of directors of the Richmond, Fredericksburg and Potomac Railroad Company, after it has accepted an amended charter, that it now has.

The amendment recommended is as follows: After the word "say," in line 3, section 5, page 12, insert, "that the Commonwealth expressly retains the right to appoint such portion of the board of directors of any such company as is now provided by law, and."

Respectfully,

WILLIAM HODGES MANN,  
*Governor.*

And the House proceeded to reconsider the same.

The question being whether the House shall agree to amend the bill in accordance with the recommendation of the Governor, was put and decided in the affirmative—yeas, 76; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Bain, Banks, Bell, Borden, Bowman, Brown, W. N., Browning, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Earman, Evans, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze,

Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—76.

NAYS—Mr. Christian—1.

MR. WILLIAMS moved to reconsider the vote by which the House agreed to amend the bill in accordance with the recommendation of the Governor; which motion was rejected.

Ordered that MR. THROCKMORTON inform the Senate that the House of Delegates had agreed to amend the bill in accordance with the recommendation of the Governor.

MR. RUTHERFOORD moved to take up out of its order on the calendar

No. 204. Senate bill to amend and re-enact chapter 95 of the Code of Virginia, being section 2070-a to 2082, inclusive, providing for the preservation of certain useful animals and to prevent unlawful hunting; which was rejected—yeas, 44; nays, 30.

On motion of MR. RUTHERFOORD, the vote was recorded as follows:

YEAS—Messrs. Bain, Baker, W. W., Bell, Borden, Bowman, Brown, W. N., Chalkley, Cox, Creamer, Curtis, Daniel, Evans, Gilliam, Houston, Kent, Lunsford, Martin, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Old, Oliver, Page, Parker, Peek, Richardson, Roberts, F. B., Robertson, Rutherford, Stebbins, Stephenson, H. U., Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, White, Hugh A., White, John S., Wise—44.

NAYS—Messrs. Anderson, Brewer, Browning, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Earman, Fitzhugh, Fulton, Grant, Howerton, Jordan, Kemper, Malbon, Massie, Moseley, Rakes, Rew, Roberts, John, Smith, Spessard, Stephenson, John W., Sutphin, Tabb, Taylor, Walton, Weaver, Williams, Wissler—30.

A message was received from the Senate, by MR. HARMAN, who informed the House that the Senate had refused to concur in the amendments proposed by the House to Senate bill entitled

An act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 3, 1910, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1906, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 12, 1908, entitled an act to amend and re-enact section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 3, 1910, No. 208.

THE SPEAKER laid the bill before the House.



MR. BOWMAN moved that the House insist upon its amendments and requests a committee of conference; which was agreed to.

Ordered that MR. BOWMAN inform the Senate that the House insists upon its amendments and requests a committee of conference.

A message was received from the Senate, by MR. HARMAN, who informed the House that the Senate concurred in the request of the House for a committee of conference.

THE SPEAKER appointed MESSRS. BOWMAN, BAKER of Chesterfield and THROCKMORTON the committee of conference on the part of the House.

The following Senate bills were read at length a third time and passed:

No. 182. Senate bill to amend and re-enact section 26 of chapter 8 of an act entitled an act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, and further to provide for the recognition of instruments revoking the powers of agents of surety, guaranty, fidelity or security companies who have been authorized by power of attorney to act for such companies—yeas, 55; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bell, Brewer, Browning, Chalkley, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Evans, Ewing, Gilliam, Grant, Harwood, Houston, Land, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Terrell, Throckmorton, Tiffany, Utz, Weaver, White, John S., Wise, Wissler, Mr. Speaker—55.

NAYS—None.

No. 310. Senate bill to pay J. A. Walker \$100, being the amount due him as land assessor for the county of Nottoway for work done by him as said assessor—yeas, 78; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Bargamin, Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Chalkley, Christian, Coleman, C. R., Coleman, Daniel, Clarke, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Kemper, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—78.

NAYS—Messrs. Adams, Stephenson, John W.—2.

No. 283. Senate bill to amend and re-enact section 1166 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact chapter 48 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact sections 1165 and 1166, chapter 48 of the Code of Virginia, prescribing qualifications of bank directors, approved February 29, 1888, and by an act entitled an act to repeal section 1168 of chapter 48 of the Code of 1887, fixing a limitation on banking associations on discounting accommodation paper to one-tenth part of the capital stock of such association actually paid in, approved March 2, 1888, and by an act entitled an act to amend and re-enact section 1163 of the Code of Virginia, in relation to banks holding real estate, approved February 15, 1894, and by an act entitled an act to amend and re-enact section 1170 of the Code of Virginia, in relation to statements made by banks, approved January 22, 1898, approved January 4, 1904, so as to prescribe a penalty for failure of directors of banks to file both with the State Corporation Commission—yeas, 71; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Kemper, Kent, Land, Love, Malbon, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Weaver, Webb, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—71.

NAYS—None.

No. 56. Senate bill to amend and re-enact chapter 324 of the Acts of the General Assembly of Virginia, 1910, to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of promoting agriculture in said county, approved March 17, 1910—yeas, 56; nays, 4.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Chalkley, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Harwood, Jordan, Kent, Love, Martin, Massie, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Peek, Peyton, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tate, Templeton, Tiffany, Utz, Weaver, White, John S., Williams, Wise, Mr. Speaker—56.

NAYS—Messrs. Kemper, Taylor, White, Hugh A., Wissler—4.

No. 223. Senate bill to provide how persons who have been

placed on the retired list may retire or be removed therefrom under certain circumstances and may cease to receive the pension provided for in the act providing a retirement fund for public school teachers, approved March 9, 1910—yeas, 69; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Borden, Bowman, Brewer, Brown, W. N., Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jordan, Kent, Kinsey, Land, Love, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Sutphin, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Weaver, White, John S., Williams, Wise, Wissler, Mr. Speaker—69.

**NAYS**—None.

No. 299. Senate bill for the relief of the ferries company—yeas, 71; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Banks, Bowman, Brown, W. N., Burt, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Evans, Ewing, Fitzhugh, Fulton, Grant, Harwood, Houston, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—71.

**NAYS**—None.

No. 229. Senate bill to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools of the counties and to the literary fund, approved December 28, 1903, as also amended and re-enacted by an act entitled an act to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as heretofore amended, in relation to persons who shall be admitted to public schools, approved March 16, 1908, in relation to persons admitted to public schools, came up.

The amendments proposed by the Committee on Schools and Colleges were agreed to.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 82; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Bain, Baker, W. W., Bell, Bowman, Brown, W. N., Brown, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harvey, Harwood, Houston, Ivey, Jordan, Kent, Kinsey, Land, Love, Luns-

ford, Malbon, Martin, Massie, Meetze, Milstead, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. Z., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willey, Williams, Wise, Wissler—82.

NAYS—None.

MR. OLIVER moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. EVANS carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

No. 368. Senate bill to amend and re-enact sections 1, 2, 4, 5 and 6 of an act approved February 25, 1908, entitled an act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, as the same was amended by an act approved February 16, 1910, entitled an act to amend and re-enact sections 2 and 7 of an act entitled an act to provide for the issuing of county bonds for permanent road and bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908, came up.

On motion of MR. BROWNING, the bill was amended.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 66; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Bargamin, Bell, Brewer, Brown, W. N., Browning, Chalkley, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Flanagan, Fulton, Gilliam, Grant, Harwood, Houston, Kent, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Terrell, Throckmorton, Tiffany, Utz, Weaver, White, Hugh A., White, John S., Williams, Wise, Wissler, Mr. Speaker—66.

NAYS—Mr. Kemper—1.

MR. BROWNING moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. BROWNING carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

No. 284. Senate bill adding new sections to the Code of Virginia, providing for the regulation of State banks and fixing certain penalties for the violation thereof, came up.

On motion of MR. STEBBINS, the bill was amended.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 73; nays, 0.



The vote required by the Constitution was recorded as follows :

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Borden, Bowman, Brewer, Brown, W. N., Browning, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Harwood, Houston, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, Webb, Wise, Wissler, Mr. Speaker—73.

**NAYS**—None.

MR. STEBBINS moved to reconsider the vote by which the bill was passed ; which was rejected.

Ordered that MR. STEBBINS carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

No. 285. Senate bill to amend and re-enact sections 1164, 1168, 1169, 1170-f and 1171 of an act entitled an act to amend and re-enact sections 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add independent sections thereto, so as to provide for the examinations of banks and other similar institutions in this State, and to make certain general provisions, and for the conduct of the business of banking, and to provide penalties for the violation of the provisions hereof, approved March 17, 1910, came up.

On motion of MR. STEBBINS, the bill was amended.

The amendment being presently engrossed, the bill was read at length a third time and passed—yeas, 69 ; nays, 1.

The vote required by the Constitution was recorded as follows :

**YEAS**—Messrs. Adams, Bain, Baker, W. W., Banks, Bell, Borden, Bowman, Brewer, Brown, W. N., Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Harwood, Houston, Howerton, Ivey, Kemper, Kent, Love, Lunsford, Malbon, Massie, Meetze, Milstead, Moncure, Moseley, Mustard, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—69.

**NAYS**—Mr. Fulton—1.

MR. STEBBINS moved to reconsider the vote by which the bill was passed ; which was rejected.

Ordered that MR. STEBBINS carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

No. 205. Senate bill to amend and re-enact section 1527 of chapter 67 of the Code of Virginia, as amended by an act of the General Assembly, entitled an act to amend and re-enact chapter 67 of the Code of Virginia, in relation to public free schools in cities and towns, constituting separate school districts, so as to provide that certain offi-

ers shall not be eligible to more than one office, was, on motion of Mr. WEAVER, taken up out of its order on the calendar.

MR. WEAVER moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 52; nays, 4.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Banks, Bell, Brewer, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Fitzhugh, Flanagan, Houston, Howerton, Ivey, Kinsey, Love, Martin, Massie, Moncure, Moseley, Mustard, Parker, Peek, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stratton, Stephenson, H. U., Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Watts, Weaver, White, John S., Willeroy, Williams, Wise, Wissler—52.

NAYS—Messrs. Brown, W. N., Lunsford, Oliver, Rakes—4.

On motions severally made by MESSRS. MILSTEAD and OLIVER, the bill was severally amended.

The amendments being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 57; nays, 3.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Baker, W. W., Borden, Bowman, Brewer, Browning, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Daniel, Ewing, Flanagan, Fulton, Gilliam, Harwood, Houston, Ivey, Jordan, Kemper, Kent, Love, Lunsford, Martin, Massie, Moncure, Moseley, Old, Oliver, Page, Parker, Roberts, F. B., Roberts, John, Rutherford, Smith, Spessard, Stephenson, John W., Stratton, Tabb, Tate, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Williams, Wise, Mr. Speaker—57.

NAYS—Messrs. Curtis, Grant, Milstead—3.

MR. WEAVER moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. WEAVER carry the bill to the Senate and request their concurrence in the amendments proposed by the House.

No. 197. Senate bill to regulate the practice of medicine and surgery in the State of Virginia, and to repeal all acts or parts of acts of the General Assembly of Virginia, and any section or sections of the Code of Virginia in conflict with the provisions thereof; especially an act entitled an act to regulate the practice of medicine and surgery in the State of Virginia, approved February 22, 1894, and sections 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751 and 1752 of the Code of Virginia of 1887, and all amendments thereto, came up.

MR. WILLIAMS moved to dispense with the further reading of the bill required by section 50 of the Constitution; which was agreed to—yeas, 58; nays, 9.

The vote required by the Constitution was recorded as follows :

**YEAS**—Messrs. Anderson, Baker, W. W., Bargamin, Bell, Brewer, Browning, Chalkley, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Kemper, Kent, Land, Martin, Massie, Milstead, Moncure, Montague, Moore, Moseley, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Stratton, Tabb, Templeton, Terrel, Throckmorton, Utz, Watts, Weaver, White, John S., Williams, Wise, Mr. Speaker—58.

**NAYS**—Messrs. Brown, W. N., Clarke, Houston, Meetze, Spessard, Stephenson, John W., Taylor, Webb, Wissler—9.

The amendments proposed by the Committee on General Laws were agreed to.

The amendments being presently engrossed, the question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 57; nays, 4.

The vote required by the Constitution was recorded as follows :

**YEAS**—Messrs. Bell, Borden, Brewer, Browning, Chalkley, Coleman, C. R., Coleman, Daniel, Creamer, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Kemper, Kent, Kinsey, Land, Love, Lunsford, Massie, Milstead, Montague, Moore, Moseley, Mustard, Old, Oliver, Parker, Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Stebbins, Stephenson, H. U., Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Weaver, White, John S., Williams, Mr. Speaker—57.

**NAYS**—Messrs. Adams, Meetze, Stephenson, John W., Webb—4.

MR. WILLIAMS moved to reconsider the vote by which the bill was passed; which was rejected.

Ordered that MR. STEPHENSON of James City carry the bill to the Senate and request their concurrence in the amendment proposed by the House.

No. 370. Senate bill to amend and re-enact section 70 of the Code of Virginia, as amended and re-enacted by an act approved March 17, 1910, was, on motion of MR. BAIN, taken up out of its order on the calendar.

MR. BAIN moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 66; nays, 3.

The vote required by the Constitution was recorded as follows :

**YEAS**—Messrs. Anderson, Bain, Bell, Borden, Brewer, Brown, W. N., Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jordan, Love, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Roberts, F. B., Roberts, John, Rolston, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler—66.

**NAYS**—Messrs. Mustard, Richardson, Taylor—3.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 68; nays, 4.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bell, Borden, Brewer, Brown, W. N., Browning, Chalkley, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Fulton, Harwood, Howerton, Ivey, Jordan, Land, Love, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Parker, Peek, Peyton, Radford, Rakes, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Watts, Weaver, White, John S., Williams, Wise, Wissler—68.

**NAYS**—Messrs. Grant, Mustard, Taylor, White, Hugh A.—4.

No. 439. Senate bill authorizing the board of supervisors of the several counties of the State of Virginia to appropriate money to defray the expenses of such indigent Confederate veterans of the counties of the State desiring to attend the celebration of the fiftieth anniversary of the Battle of Gettysburg, to be held at Gettysburg, Pennsylvania, on the 1st, 2d and 3d of July, 1913, was, on motion of MR. BELL, taken up out of its order on the calendar.

MR. BELL moved to dispense with the reading of the bill required by section 50 of the Constitution; which was agreed to—yeas, 66; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Borden, Brown, W. N., Browning, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Row, Rutherford, Smith, Spessard, Stebbins, Stratton, Tate, Terrell, Throckmorton, Tiffany, Utz, Watts, White, John S., Williams, Wise, Wissler, Mr. Speaker—66.

**NAYS**—None.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 79; nays, 0.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Adams, Anderson, Bain, Baker, W. W., Bell, Brewer, Brown, W. N., Browning, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Ewing, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Old, Oliver, Page, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Sutphin, Tabb, Tate, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Wissler, Mr. Speaker—79.

**NAYS**—None.



No. 195. Senate bill to amend and re-enact section 3211 of the Code of Virginia, as amended, providing for recovery by motion after fifteen days' notice on contracts to recover money or to recover damages; when notice to be returned to clerk's office; provision to prevent discontinuance of motions, was, on motion of MR. STEPHENSON of Bath, taken up out of its order on the calendar.

MR. STEPHENSON of Bath moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 50; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Banks, Burt, Christian, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Fitzhugh, Howerton, Ivey, Jordan, Kinsey, Land, Love, Lunsford, Meetze, Milstead, Moncure, Moseley, Norris, Old, Oliver, Parker, Peek, Peyton, Rakes, Roberts, F. B., Robertson, Rolston, Rutherford, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Templeton, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Willeroy, Wissler—50.

NAYS—Messrs. Chalkley, Smith—2.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 70; nays, 2.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Banks, Bargamin, Borden, Brown, W. N., Browning, Burt, Christian, Coleman, Daniel, Cox, Curtis, Daniel, Earman, Evans, Ewing, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Howerton, Ivey, Kemper, Kinsey, Land, Love, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moseley, Mustard, Norris, Old, Oliver, Parker, Peek, Peyton, Rakes, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Taylor, Templeton, Terrell, Tiffany, Utz, Walton, Watts, Weaver, Webb, White, John S., Williams, Wise, Wissler, Mr. Speaker—70.

NAYS—Messrs. Chalkley, Smith—2.

No. 307. Senate bill to amend and re-enact section 5 of an act entitled an act providing for detention or commitment of minors under seventeen years of age for certain offenses not in jails or penitentiaries, placing them in suitable homes and institutions under certain circumstances; when they can and cannot be sent to jail; allowing them to be released on probation; the approval of the State Board of Charities and Corrections under certain contingencies; penalties for removing any child committed hereunder or violating any provision hereof; allowing jury trials and appeals; appointment of probation officers and outlining their duties; and declaring an emergency, approved March 16, 1910, so as to authorize judges of circuit courts to appoint probationary officers in counties and incorporated towns, as well as cities, was, on motion of MR. MONTAGUE, taken up out of its order on the calendar.

MR. MONTAGUE moved to dispense with the readings of the bill

required by section 50 of the Constitution; which was agreed to—yeas, 54; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bowman, Brewer, Brown, W. N., Burt, Chalkley, Christian, Coleman, C. R., Cox, Creamer, Curtis, Earman, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Kinsey, Land, Love, Lunsford, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Norris, Old, Oliver, Page, Radford, Rew, Roberts, F. B., Roberts, John, Robertson, Rolston, Rutherford, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Tate, Tiffany, Walton, Webb, White, Hugh A., White, John S., Mr. Speaker—54.

NAYS—Mr. Wissler—1.

The question being, "Shall the bill pass?" was put and decided in the affirmative—yeas, 75; nays, 1.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Borden, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kinsey, Land, Love, Lunsford, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Mustard, Norris, Old, Oliver, Parker, Peek, Peyton, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S., Willeroy, Williams, Wise, Mr. Speaker—75.

NAYS—Mr. Taylor—1.

No. 321. Senate bill to amend and re-enact an act entitled an act to amend and combine chapter 19 of the Code of Virginia, as amended as to section 277 of said chapter by an act approved January 15, 1890, and by an act approved January 16, 1892, and further amended by an act approved May 13, 1903; and chapter 377 of the Acts of Assembly, extra session, 1887, entitled an act to amend and consolidate into one act the laws relating to the public printing and binding, and defining the duties of the Superintendent of Public Printing, and to repeal chapter 185 of the Acts of Assembly, 1879-1880, approved May 23, 1887, as amended as to section 10 of said act by act approved March 5, 1888, and by an act approved February 5, 1892, and as amended as to section 11 of said act by act approved February 24, 1890, and by act approved February 9, 1894, and to consolidate and re-enact the same into chapter 19 of the Code of Virginia, and to repeal all acts and parts of acts in conflict therewith, approved December 31, 1903, as amended by an act entitled an act to amend and re-enact section 273 of the Code of Virginia, in relation to the duties of the Superintendent of Public Printing, approved March 15, 1904, as further amended as to section 273 by an act approved March 14, 1908, to repeal chapter 421, Acts 1902-1903-1904,

extra session, in conflict, and to enlarge the duties of the Superintendent of Public Printing and to provide additional help, when necessary, in the department of public printing, was, on motion of **MR. CLARKE**, taken up out of its order on the calendar.

**MR. CLARKE** moved to dispense with the readings of the bill required by section 50 of the Constitution; which was agreed to—yeas, 55; nays, 1.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Anderson, Bain, Bell, Brewer, Clarke, Creamer, Curtis, Evans, Fitzhugh, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Kemper, Kent, Kinsey, Land, Love, Lunsford, Malbon, Martin, Massie, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Parker, Peek, Peyton, Radford, Roberts, F. B., Roberts, John, Robertson, Smith, Spessard, Stebbins, Stratton, Templeton, Throckmorton, Tiffany, Utz, Watts, Weaver, White, John S., Willeroy, Wise, Mr. Speaker—55.

**NAYS**—Mr. John W. Stephenson—1.

The question being, “Shall the bill pass?” was put and decided in the negative—yeas, 48; nays, 20.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Bain, Baker, W. W., Brewer, Chalkley, Christian, Clarke, Coleman, C. R., Cox, Creamer, Curtis, Daniel, Evans, Fitzhugh, Harwood, Jordan, Kent, Kinsey, Malbon, Martin, Meetze, Milstead, Moncure, Montague, Moseley, Old, Oliver, Page, Parker, Peek, Peyton, Rew, Roberts, F. B., Roberts, John, Row, Stebbins, Stephenson, H. U., Stratton, Sutphin, Tate, Templeton, Tiffany, Utz, Watts, White, John S., Williams, Wise, Wissler, Mr. Speaker—48.

**NAYS**—Messrs. Earman, Fulton, Gilliam, Grant, Houston, Howerton, Kemper, Mustard, Richardson, Robertson, Rutherford, Smith, Spessard, Stephenson, John W., Tabb, Taylor, Terrell, Throckmorton, Webb, White, Hugh A.—20.

**MR. GILLIAM** moved to reconsider the vote by which the bill was rejected; which was agreed to.

The question being, “Shall the bill pass?” was put and decided in the affirmative—yeas, 53; nays, 24.

The vote required by the Constitution was recorded as follows:

**YEAS**—Messrs. Bain, Baker, W. W., Banks, Bargamin, Borden, Brewer, Browning, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Fitzhugh, Grant, Harwood, Howerton, Ivey, Jordan, Kent, Kinsey, Land, Meetze, Milstead, Moncure, Montague, Norris, Old, Oliver, Page, Parker, Peek, Rew, Richardson, Roberts, F. B., Robertson, Stebbins, Stratton, Sutphin, Tate, Tiffany, Utz, Watts, Weaver, White, John S., Williams, Wise, Wissler, Mr. Speaker—53.

**NAYS**—Messrs. Anderson, Burt, Fulton, Gilliam, Houston, Kemper, Love, Lunsford, Martin, Moore, Moseley, Mustard, Roberts, John, Rolston, Row, Smith, Stephenson, H. U., Stephenson, John W., Tabb, Taylor, Terrell, Throckmorton, White, Hugh A., Willeroy—24.

Motions severally made to reconsider the votes by which Nos. 379, 439, 195, 307 and 321, Senate bills, were passed, were rejected.

MR. WILLIAMS offered the following resolution:

Resolved, That the chair be not vacated at 2 P. M., but that legislation shall cease at 2 P. M., except such matter as may then be under consideration, the signing of bills for the Governor and such other formal matters not requiring roll calls, except House bills with Senate amendments; which was agreed to.

THE SPEAKER laid before the House

No. 208. Senate bill to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 3, 1910, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1906, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 12, 1908, entitled an act to amend and re-enact section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 3, 1910, with the following report of the conference committee thereon as follows:

Your undersigned committee on the disagreeing vote of the two houses on No. 208, Senate bill, in relation to State depositories, beg leave to recommend as follows:

That they agree to strike out all the banks commencing at Front Royal National Bank, Front Royal, Virginia, except First National Bank of Abingdon, Virginia, the Bank of Waverly, Virginia, Commonwealth Bank, Richmond, Virginia, down to and including the Peoples National Bank of Leesburg, Virginia.

A. C. HARMAN,

R. E. THORNTON,

ALEX. R. HOBBS,

*Conferees on part of Senate.*

A. M. BOWMAN,

W. W. BAKER,

C. W. THROCKMORTON,

*Conferees on part of House.*

The question being on adopting the report of the committee of conference was put and decided in the affirmative—yeas, 85; nays, 0.

The vote required by the Constitution was recorded as follows:

YEAS—Messrs. Adams, Anderson, Bain, Baker, W. W., Banks, Bargamin, Borden, Bowman, Brewer, Brown, W. N., Browning, Burt, Chalkley, Christian, Clarke, Coleman, C. R., Coleman, Daniel, Cox, Creamer, Curtis, Daniel, Evans, Fitzhugh, Fulton, Gilliam, Grant, Harwood, Houston, Howerton, Ivey, Jordan, Kemper, Kent, Kinsey, Land, Love, Lunsford, Martin, Meetze, Milstead, Moncure, Montague, Moore, Moseley, Mustard, Norris, Old, Oliver, Page, Parker,



Peek, Peyton, Radford, Rakes, Rew, Richardson, Roberts, F. B., Roberts, John, Robertson, Rolston, Row, Rutherford, Smith, Spessard, Stebbins, Stephenson, H. U., Stephenson, John W., Stratton, Taylor, Templeton, Terrell, Throckmorton, Tiffany, Utz, Walton, Weaver, Webb, White, Hugh A., White, John S. Willeroy, Williams, Wise, Wissler, Mr. Speaker—85.

NAYS—None.

MR. BOWMAN moved to reconsider the vote by which the report of the committee of conference was adopted; which was rejected.

Ordered that MR. BOWMAN inform the Senate that the House had adopted the report of the committee of conference.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 451. House bill to amend and re-enact an act entitled an act to assign offices to the several departments and officers of the State government in the several public buildings owned by the State, approved March 14, 1906.

No. 125. House bill to amend and re-enact subsections fourth, fifth and eighth of section 184 of the Code of Virginia, as amended and re-enacted by an act approved January 24, 1908, entitled an act to amend and re-enact subsections fourth, fifth, sixth, seventh, eighth and ninth of section 184 of the Code of Virginia, as amended by an act entitled An act to amend and re-enact subsection 184, concerning the salary of members and officers of the General Assembly, approved March 6, 1900, and as amended by an act entitled an act to amend and re-enact title 8 of the Code of Virginia, in relation to salaries, mileage and other allowances, approved February 7, 1903.

No. 84. House bill to amend and re-enact an act entitled an act to secure to operatives and laborers engaged in and about railroads, shops, coal mines, manufactories of iron and steel, and all other manufactories, the payment of wages at regular intervals and in lawful money of the United States, approved May 23, 1887, as hereinafter amended.

MR. OLIVER moved that when the House adjourns to-day it adjourn to meet Monday, March 11, 1912, at 12 o'clock M.; which was agreed to.

On motion of MR. OLIVER, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

MONDAY, MARCH 11, 1912.

On motion of Mr. Cox, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

A communication from the Senate, by their Clerk, was read as follows:

*In Senate, March 9, 1912.*

The Senate has passed House bills entitled an act to appropriate a sum of money not to exceed \$2,500 per year for the two years 1912 and 1913 for the relief of needy Confederate women of Virginia who are not upon the State pension rolls nor are not inmates of any Confederate, independent or church homes or charitable institutions; the relief to such needy Confederate women to be effected by the Auditor of Public Accounts of Virginia issuing his warrants upon the State treasury to each beneficiary under this act, such beneficiaries to be ascertained and determined by proofs, satisfactory to said Auditor, furnished by the organization of women known as the Virginia Division of the United Daughters of the Confederacy, No. 197; an act to amend and re-enact an act entitled An act imposing upon railroad corporations liability for injury to their employees in certain cases, approved March 27, 1902, No. 226; an act to amend and re-enact section 13 of an act entitled an act to amend and re-enact an act to provide in cities containing seventy thousand inhabitants or more for the election of a special justice of the peace, to be known as the civil justice; to prescribe his jurisdiction and duties, and to fix his compensation, and to authorize the issue by other justices of the peace in said cities of warrants cognizable by said civil justice, approved March 5, 1908, as amended and re-enacted by an act approved February 14, 1910, No. 395; an act to regulate the sale of cider other than cider which is the pure juice of the apple and mixtures, preparations and liquids containing alcohol in excess of one per cent. by volume, when sold to be used as a beverage, and to prescribe penalties. No. 324; and an act to change the name of the wharf now called Whealton to Morattico, in the county of Lancaster, Virginia, No. 516.

They have agreed to House amendments to Senate bills entitled an act to regulate the practice of medicine and surgery in the State of Virginia, and to repeal all acts or parts of acts of the General Assembly of Virginia and any section or sections of the Code of Virginia in conflict with the provisions thereof, especially an act entitled an act to regulate the practice of medicine and surgery in the State of Virginia, approved February 22, 1894, and sections 1744, 1745, 1746,

1747, 1748, 1749, 1750, 1751 and 1752 of the Code of Virginia of 1887, and all amendments thereto, No. 197; an act to amend and re-enact section 1527 of chapter 67 of the Code of Virginia, as amended by an act of the General Assembly, entitled An act to amend and re-enact chapter 67 of the Code of Virginia, in relation to public free schools in cities and towns constituting separate school districts, so as to provide that certain officers shall not be eligible to more than one office, No. 205; an act to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools of counties and to the literary fund, approved December 28, 1903, as also amended and re-enacted by an act entitled An act to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as heretofore amended, in relation to persons who shall be admitted to public schools, approved March 16, 1908, in relation to persons admitted to public schools, No. 229; an act adding new sections to the Code of Virginia, providing for the regulation of State banks and fixing certain penalties for the violation thereof, No. 284; an act to amend and re-enact sections 1164, 1168, 1169, 1170-f and 1171 of an act entitled An act to amend and re-enact sections 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add independent sections thereto, so as to provide for the examination of banks and other similar institutions in this State, and to make certain general provisions and for the conduct of the business of banking, and to provide penalties for the violation of the provisions hereof, approved March 17, 1910, No. 285; and an act to amend and re-enact sections 1, 2, 4, 5 and 6 of an act approved February 25, 1908, entitled an act to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State, as the same was amended by an act approved February 16, 1910, entitled an act to amend and re-enact sections 2 and 7 of an act entitled an act to provide for the issuing of county bonds for permanent road and bridge improvement in the magisterial districts of the counties of the State, approved February 25, 1908, No. 368.

THE SPEAKER appointed Mr. Cox a member of the Committee on Enrolled Bills.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 104. House bill to provide for the sale of estates of freehold in land, and such estates in personal property as would be estates of

freehold if they were estates in land taken by deed, will or other writings, to any person, with limitation thereon, by way of remainder to his "heirs" or heirs of his "body" or "issue" or other words of like import, and the investment of the proceeds of such sales for the use and benefit of the person so holding the estate, subject to such limitation.

No. 265. Senate bill to amend and re-enact an act approved February 8, 1908, entitled an act to amend and re-enact an act approved March 10, 1904, entitled an act to amend and re-enact an act approved April 2, 1902, entitled an act to amend and re-enact an act entitled an act to provide a road law for Campbell county, approved March 5, 1900.

No. 95. House bill to amend and re-enact an act approved February 7, 1835, providing a charter for the town of Bridgewater, as amended by an act approved March 3, 1884, and as amended by an act approved August 26, 1884, and as further amended by an act approved February 16, 1901, and all other acts heretofore passed amendatory of said charter.

No. 382. Senate bill providing for the enactment of concurrent legislation regarding the fish and shellfish industry in the Potomac river, in accordance with the compact entered into between the States of Maryland and Virginia on the 28th day of March, in the year 1785, and to repeal all acts inconsistent with the provisions of this act.

MR. COX moved that the chair be vacated until 4:30 o'clock P. M.; which was agreed to.

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### AFTERNOON SESSION.

The hour of 4:30 o'clock P. M. having arrived, THE SPEAKER resumed the chair.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 383. Senate bill to permit the directors of the Western State Hospital to sell and dispose of a right of way over a tract of land belonging to said hospital.

No. 212. Senate bill to provide for designation by cities and towns of segregation districts for residence of white and colored persons; for the adoption of this act by such cities and towns, and for penalties for the violation of its terms.



No. 308. Senate bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910.

No. 301. House bill to amend an act approved March 4, 1896, entitled An act providing for the working, opening and keeping in repair the roads in the county of Lunenburg, and for the building and keeping in repair the bridges in said county, by adding a new section (14-a) thereto, providing for submitting to the qualified voters of the several magisterial districts in Lunenburg county the question as to the issuance of bonds by such magisterial districts for the construction and repair of the public roads in said magisterial districts.

No. 335. Senate bill to consolidate into one act all acts relating to Confederate pensions and to repeal all acts and parts of acts in conflict herewith.

No. 147. Senate bill to amend and re-enact an act approved March 11, 1908, entitled an act to amend and re-enact an act approved March 10, 1906, entitled an act to amend and re-enact an act entitled an act to amend and re-enact sections 7 and 17, as amended by an act entitled an act to amend and re-enact sections 7, 17 and 18 of an act approved February 20, 1894, entitled an act to provide for the settlement of the public debt of Virginia, not funded, etc., and variously amended January 31, 1894, January 23, 1896, January 25, 1898, February 3, 1900, February 16, 1901, April 2, 1902, March 10, 1906, March 11, 1908, and March 14, 1910, and to authorize the adjudication of the claims of the holders of certain bonds and coupons which have been guaranteed by the Commonwealth, and the funding of the same when so adjudicated.

No. 235. Senate bill to incorporate the town of Dillwyn, in Buckingham county, Virginia.

No. 335. House bill to amend and re-enact an act of the General Assembly of Virginia, approved March 17, 1910, entitled An act to constitute a united agricultural board, to co-ordinate the Virginia College of Agriculture and Polytechnic Institute and the Virginia Agricultural Experiment Station, the Commissioner and State Board of Agriculture and the State Board of Education, in co-operation with the United States Department of Agriculture for the betterment of agricultural, experimental and demonstration work, and generally to advance the agricultural interest of this State, and to authorize boards of supervisors to appropriate county funds for experimental and demonstration work in their respective counties.

No. 148. House bill to amend and re-enact sections 1 and 2 of an act approved February 16, 1892, entitled an act to incorporate the town of Shendun, Virginia, as amended by an act approved February 5, 1896, entitled an act to amend section 2 of an act to incorporate the town of Shendun, Virginia, approved February 16, 1892, so as to change the name of the town to Grottoes, and to alter the boundaries thereof.

No. 200. House bill to amend and re-enact an act of the General Assembly, approved March 4, 1894, entitled an act to provide for the working and keeping in order the public roads of the counties of Greene and Madison, as amended by an act approved May 14, 1903, so far as the same applies to Madison county, so as to provide for the opening, constructing, maintaining and working the roads and keeping in order the causeways and bridges of Madison and Greene counties, and creating the office of superintendent of roads, and prescribing his duties and compensation; and repeal any act in conflict herewith.

No. 303. Senate bill to submit to the qualified voters of the town of Warrenton, in the county of Fauquier, at a special election to be held therefor, when the town council so directs, the question of the establishment of a dispensary for the sale of intoxicating liquors in the town of Warrenton, and in the event of a majority of those voting at said election for said dispensary, then further to provide for the establishment and conduct of the same, and to prohibit thereafter within said town, or within one mile of its limits, the sale, barter or exchange of intoxicating liquors by all persons, firms or corporations, except as provided herein.

No. 86. Senate bill to provide for the immediate registration of all births and deaths throughout the State of Virginia by means of certificates of births and deaths and burial or removal permits; to require prompt returns to the Bureau of Vital Statistics at the capital of the State, as required to be established by the State Board of Health; to insure the thorough organization and efficiency of the registration of vital statistics throughout the State; to provide certain penalties; to repeal all acts and parts of acts in conflict herewith.

No. 199. House bill to amend and re-enact sections 4, 8 and 22 and to repeal sections 16, 17, 18 and 19 of an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact an act approved March 7, 1900, entitled an act to provide for the working and keeping in repair the public roads and bridges in the county of Washington, and to authorize the board of supervisors to borrow money by the issue of bonds, and to build bridges and to macadamize the roads in said county, and to authorize the qualified voters of said county to vote on the question, approved April 2, 1902, as amended

and re-enacted by an act approved May 15, 1903, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 13, 1908, as amended and re-enacted by an act approved March 11, 1910.

No. 440. Senate bill to amend and re-enact an act entitled An act to continue in force and again appropriate the \$10,000 heretofore appropriated by an act approved March 9, 1908, entitled an act to make an appropriation to provide for the erection of a monument on the battlefield of Gettysburg, Pennsylvania, to commemorate the services of Virginia troops in the battle on that field (no part thereof having been expended up to this time); also to approve the design of the monument selected by the committee appointed under said act of March 9, 1908, and to authorize and direct said committee to contract for the erection of said monument, and to appropriate the further sum of \$40,000 for that purpose, approved March 9, 1910, and to continue in force the appropriation of the sum of \$40,000 until the first of March, 1914.

No. 50. Senate bill to release certain tax judgments against the land of J. R. Caldwell in Culpeper county, Virginia.

No. 194. Senate bill to amend and re-enact section 3 of an act concerning the exercise of the power of eminent domain, approved January 18, 1904.

No. 263. Senate bill to amend and re-enact section 1698 of the Code of Virginia.

No. 266. Senate bill to amend and re-enact section 1 of an act approved March 12, 1908, entitled An act to provide the mode of ascertainment of damages in favor of abutting owners where any city or town shall cause injury to property by reason of the grading of any street, alley or other public place belonging to such city or town, and to give to any assessment so made against the city or town the effect of a judgment.

No. 183. Senate bill to amend and re-enact an act entitled an act to authorize the trustees of New London Academy to lease said buildings to county superintendents of schools of Bedford and Campbell counties for school purposes, approved May 10, 1887, as amended by an act approved March 2, 1910, authorizing the trustees of the New London Academy to convey the real and personal property vested in them to the county school boards of Bedford and Campbell counties, and providing for the maintenance and management of the academy; and to enlarge the powers of the said board of managers.

No. 254. Senate bill to amend and re-enact an act entitled An act to provide a new charter for the city of Portsmouth, approved March 10, 1908, by adding a new chapter thereto, to be known as chapter 9, in relation to civil and police justice, providing for his

election or appointment and qualifications, describing his powers, duties, jurisdiction, term of office and compensation, and repealing section 7 of chapter 2 of said city charter.

No. 175. Senate bill to amend and re-enact an act entitled An act to promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals for securing better drainage, or providing better outlets for drainage, for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing; and providing for the assessment and collection of the cost and expense of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, approved March 17, 1910.

No. 222. Senate bill to amend and re-enact an act approved March 22, 1871, to incorporate the town of Blacksburg, Virginia, and to provide a new charter for same.

No. 138. Senate bill to authorize the State Board of Education to redeem registered certificate No. 15, issued under the provisions of an act approved February 23, 1892, and to hold the same as a part of the permanent literary fund.

No. 292. Senate bill to amend and re-enact an act entitled An act to provide for a new charter for the town of Farmville, approved February 10, 1890, as amended by an act to amend and re-enact section 18 of the charter of the town of Farmville, approved February 9, 1898, and as amended by an act to amend and re-enact sections 1, 13 and 21 of an act entitled an act to provide a new charter for the town of Farmville, approved February 20, 1900, as amended by an act to amend and re-enact section 21 of the charter of the town of Farmville, approved February 8, 1901.

No. 140. House bill to amend and re-enact an act entitled an act to amend and re-enact an act entitled an act to provide for the working and keeping in repair of public roads in the counties of Alleghany, Bath and Highland, approved February 12, 1884, as amended by an act approved February 1, 1898, as further amended by an act approved May 5, 1900, in so far as applicable to the counties of Bath and Highland.

No. 185. House bill to empower the council of the town of Chatham, in the county of Pittsylvania, to issue and sell bonds for the purpose of improving the streets, improving the water system and establishing a sewerage system in said town; provided, that the question of such bond issue for the purposes named be first submitted to



the qualified voters of said town, and to authorize said council to call an election for the submission of the same to the voters.

No. 158. Senate bill to provide for the examination and testing of dairy cattle for controlling tuberculosis, and to appropriate money for expenses thereof.

No. 405. House bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia.

No. 138. House bill to continue and extend an act of the General Assembly of Virginia entitled an act to direct the Board of Charities and Corrections to ascertain the facts concerning the weak-minded, other than insane and epileptic, in the State of Virginia, and also to direct the said Board of Charities and Corrections to ascertain, investigate and report to the next General Assembly of Virginia as to the propriety of providing surgical aid and treatment to the deformed, crippled and disfigured persons of the Commonwealth who are too poor to provide such treatment for themselves, and to appropriate the sum of \$1,000 for the purpose.

No. 339. House bill to validate and hold firm and binding the receipt, recordation and verification of deeds, orders of probate, fiduciary accounts and other papers and writings received into the clerk's offices of the courts of this Commonwealth by the clerks thereof and transcribed upon the record books in said offices, though the receipt, recordation and verification certificates attached thereto have not received the attesting signatures of the said clerks, and to provide for the attesting and verification of the same.

No. 391. House bill to authorize and empower the present clerk of Goochland county to copy and transmit to the treasurer of said county lists of lands delinquent for taxes for certain years which the previous clerk of said county failed to transmit to the treasurer of said county as required by law, and to authorize the treasurer of said county to make sale of such lands, and to authorize the judge of the circuit court of said county to allow said clerk of the circuit court of Goochland county suitable compensation for making lists aforesaid.

No. 342. House bill to amend and re-enact section 4 of an act entitled an act to amend and re-enact an act to provide for working the roads, repairing bridges and opening new roads in the county of Augusta, and repealing so much of the acts as affect the county of Augusta, approved February 26, 1884, February 19, 1886, February 28, 1890, March 3, 1894, and March 2, 1898, approved February 26, 1900, approved March 14, 1908, and approved February 9, 1910.

No. 284. House bill to provide for the removal of the remains of General Henry Lee from the State of Georgia and reinter the same at

some appropriate place in Virginia, and to appropriate funds for the purpose.

No. 231. House bill to make valid and effective the recordation of deeds of corporations conveying property, real or personal, heretofore or hereafter executed, and heretofore or hereafter recorded, in pursuance of resolutions of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by such officers signing the corporate names and affixing and attesting the corporate seals, respectively or jointly, and when such deeds have been or may be recorded upon the certificates of acknowledgment of the presidents only.

No. 435. House bill authorizing the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$25,000 of town run improvement bonds, and to authorize the issuance by said city of not more than \$25,000 of said bonds, if a majority of those voting shall vote in favor of such issuance.

No. 433. Senate bill to amend and re-enact an act entitled An act to provide a new charter for the town of Liberty, to extend its limits and change the name to Bedford City, approved March 3, 1890, and to change the name of the town to Bedford.

No. 298. Senate bill to appropriate the public revenue for the two fiscal years ending, respectively, on the 28th day of February, 1913, and the 28th day of February, 1914.

On motion of MR. OLIVER, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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TUESDAY, MARCH 12, 1912.

On motion of MR. THROCKMORTON, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

MR. BELL offered the following joint resolution:

Whereas it has pleased Almighty God to remove from life in the midst of his usefulness our much esteemed member from Pittsylvania, Honorable J. W. GREGORY, therefore be it

Resolved by the House of Delegates (the Senate concurring). That in bowing to the affliction we are impelled to express our sense

of loss and extend to the afflicted family our warmest sympathy in their hour of great distress.

Resolved, further, That when the General Assembly adjourns to-day it adjourn out of respect to the memory of the deceased, and that the Clerk of the House enter this resolution on the Journal of the House and transmit a copy thereof to the family. That THE SPEAKER of the House and THE PRESIDENT of the Senate each appoint a committee of three to attend the funeral and suitable floral offerings be provided; which was agreed to.

Ordered that MR. BELL carry the joint resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. ECHOLS, who informed the House that the Senate had agreed to the House joint resolution.

THE SPEAKER appointed MESSRS. KENT, BELL and ANDERSON the committee on the part of the House.

THE SPEAKER appointed MESSRS. ADAMS, JORDAN and LUNSFORD the auditing committee provided by section 68 of the Constitution.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 111. Senate bill concerning coal mines and safety of employees, creating a department and inspector of mines under the Bureau of Labor and Industrial Statistics.

No. 295. Senate bill to amend and re-enact an act entitled an act to amend and re-enact an act for working and keeping in repair the roads of the county of Tazewell, approved February 24, 1888, etc., and further to provide for permanent improvement of the roads of the said county, approved February 29, 1892, as amended and re-enacted by an act approved February 12, 1894, as amended by an act approved January 11, 1900, as amended and re-enacted by an act approved January 27, 1900, and as amended and re-enacted by an act approved December 17, 1901, and as amended and re-enacted by an act approved March 8, 1910, and to provide for the distribution and disbursement of all funds, accrued under said act, as amended and re-enacted, which have not been expended for the purposes provided therein, and to provide for maintaining and improving the roads of Tazewell county.

No. 282. Senate bill to amend and re-enact an act entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to prohibit the granting of charters to banks having a minimum

capital stock of less than \$10,000, and providing how the same shall be paid in, and how branches thereof may be authorized, and providing that such banks shall be subject to local taxation in the county, city or town in which such branch is located, approved March 16, 1910.

No. 249. Senate bill to amend and re-enact an act entitled An act to license and regulate the sale and inspection of condimental stock and poultry foods and powders intended for domestic animals and poultry, approved March 17, 1910.

No. 104. Senate bill to amend and re-enact section 2048 of the Code of Virginia, 1887, as amended by an act of the General Assembly, approved December 31, 1903, entitled An act to amend and re-enact section 2048 of the Code of 1887, as amended by act of the General Assembly, approved February 26, 1896, as amended by an act approved March 7, 1900, so as to provide how the present existing fence law in any county, magisterial district or selected portion of any county, other than such as now have no fence law, may be changed by the board of supervisors of such county.

No. 34. House bill to amend and re-enact an act entitled An act to authorize the judge of any court, police justice or justice of the peace, in cities of forty thousand inhabitants and over, to continue the case and admit to bail any person brought before him charged with being an habitual drunkard, with failing to support his wife or children, with being a vagrant or an idler able to work, and who is liable to become a charge upon the corporation, and to commit such person to the supervision of an officer to be known as a probation officer; to provide for the appointment and compensation of such probation officer, and to invest him with full police power while in the discharge of his duties, so as to cover cities of fifteen thousand inhabitants and over.

No. 200. Senate bill to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved March 14, 1910, entitled An act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved February 25, 1908, entitled an act to amend and re-enact section 1041-a of the Code of Virginia, 1904, as amended by an act approved May 20, 1903, entitled an act to amend and re-enact chapter 44 of the Code of Virginia, 1887, in relation to cities and towns, and to repeal sections 1039 and 1040 of the Code of Virginia, and section 1043 of the Code of Virginia, as amended and re-enacted by an act approved March 4, 1896, and as attempted to be repealed by an act approved March 7, 1900, entitled an act to provide for local assessments in cities and towns.

No. 380. House bill to amend and re-enact an act entitled An



act to amend and re-enact an act entitled an act to establish a general road fund for the permanent improvement of roads and bridges in Dinwiddie county, to create a road board for Dinwiddie county, and to prescribe its powers and duties, and to provide for the appointment of a county superintendent of roads, and to regulate his duties, approved March 8, 1904, as amended and re-enacted by an act approved March 15, 1906, as amended and re-enacted by an act approved March 12, 1908, as amended and re-enacted by an act approved March 10, 1910.

No. 196. House bill to amend and re-enact sections 107, 108 and 109 of an act approved March 16, 1910, entitled an act to amend and re-enact sections 107, 108 and 109 of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, as amended and re-enacted by an act approved February 19, 1904, entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools, and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution.

No. 313. House bill to amend and re-enact section 2965 of the Code of Virginia, with reference to the direction and return of an attachment, as amended by acts approved January 30, 1894, February 27, 1894, and December 10, 1903, by adding a provision requiring the payment within thirty days, under the penalty of dismissal, of the proper writ tax in case of an attachment for an amount exceeding \$20 returned to a circuit or city court.

No. 253. Senate bill to amend and re-enact sections 4, 12, the first subsection of section 23, sections 53 and 76 of the charter of the city of Portsmouth, approved March 10, 1908, in reference to the time of election of councilmen, the number of councilmen, the power to establish and enlarge water works, printing of ordinances, the pay of councilmen and other city officers, and to add to the said charter a new section, to be known as section 32-a, in reference to the issue of bonds.

No. 449. House bill to amend and re-enact section 1 of an act approved February 7, 1901, entitled an act to amend and re-enact an act approved March 3, 1896, entitled an act to amend and re-enact an act entitled an act to regulate the salary of the police justice of the city of Norfolk, approved February 18, 1896, and also in relation to the said police justice and to the clerk of the corporation court of the city of Norfolk in connection with fines imposed by said police justice.

No. 349. House bill to provide for payment to the assessors of real estate for the city of Roanoke for work done by them in consequence of the death of one of said assessors.

No. 205. House bill to authorize the Auditor of Public Accounts to pay certain claims due the treasurer of Elizabeth City county by the State which were refused payment on account of certain clerical errors.

No. 153. House bill to amend and re-enact an act approved March 15, 1910, entitled an act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties.

No. 344. House bill to amend and re-enact an act entitled An act to protect sheep and other stock in the counties of this State, approved March 29, 1908, so that said act when amended shall read as follows.

No. 406. House bill to amend and re-enact section 34 of an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact sections 27, 34, 36, 41, 45, 46 and 47 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled an act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the General Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, and March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly and approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered on the 9th day of January, 1906, and add an independent section thereto, to be known as section 33-a.

No. 408. House bill to amend and re-enact an act entitled an act to change the name of the town of East Big Stone Gap, in Wise county, to East Stone Gap, and to amend and re-enact an act approved March 5, 1890, entitled an act to incorporate the town of East Big Stone Gap, in Wise county, Virginia, approved March 8, 1894.

No. 474. House bill to amend and re-enact an act approved March 16, 1910, entitled An act to amend and re-enact an act approved March 17, 1906, entitled an act to amend and re-enact section 27 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the

public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903, as amended and re-enacted.

No. 148. Senate bill to amend and re-enact section 15 of an act approved March 15, 1910, entitled An act to amend and re-enact an act approved March 12, 1908, entitled an act to define and regulate the sale, distribution, rectifying, manufacture and distilling of intoxicating liquors and malt beverages, and to impose license taxes thereon and to prohibit the drinking of ardent spirits on railroad trains, and to repeal sections 141 and 142 of an act entitled an act to amend and re-enact sections 75 to 147, inclusive, of an act approved April 16, 1903, entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved February 19, 1904, and to prescribe panalties.

No. 50. House bill to authorize and direct the Register of the Land Office to grant and convey unto R. Henry Moore, of Elizabeth City county, not exceeding ten acres in area near the easterly end of Hampton "Bar" or "Flat" for the construction and maintenance of a landing and shipping place, with piers and jettie therefrom.

No. 135. House bill to repeal chapter 441, Acts of Assembly, 1895-1896, entitled an act to incorporate the town of Saxis, in the county of Accomac, approved February 28, 1896.

No. 167. House bill to prohibit the use of gill nets or seines, or the taking of fish therewith, in the waters of Dan river, any lake or pond formed thereby, or any backwater therefrom, within Pittsylvania county and the corporate limits of the city of Danville.

No. 127. House bill to appropriate the sum of \$3,500 out of any money in the treasury not otherwise appropriated for the payment of the deficiency in the installation of the timber and mineral exhibit of Virginia.

No. 87. House bill to amend and re-enact section 1 of chapter 541 of the Acts of the General Assembly, session 1897-1898, relating to the lot in the city of Richmond belonging to Henrico county, on which the courthouse of said county is situated.

No. 89. House bill to amend and re-enact section 43 of chapter 5 of the charter of Basic City, Virginia.

No. 373. Senate bill to amend and re-enact section 15 of an act of the General Assembly of Virginia, approved March 14, 1906, entitled An act to amend and re-enact an act of the General Assembly of Virginia, in force January 21, 1884, entitled an act providing a charter for the city of Norfolk, and repealing the existing charter, approved April 21, 1882, as amended by the several acts of the Gen-

eral Assembly of Virginia, approved, respectively, April 6, 1887, April 28, 1887, May 14, 1887, February 14, 1900, February 21, 1900, February 26, 1900, February 2, 1901, February 15, 1901, March 15, 1902, and to define the boundaries of the said city of Norfolk, as extended, by the several acts of the General Assembly, approved April 6, 1887, February 22, 1890, and March 14, 1902, and by an order of the circuit court of Norfolk county, which was entered the 9th day of January, 1906.

No. 340. Senate bill to amend and re-enact section 7 of an act approved April 10, 1903, entitled an act to incorporate the town of Bowling Green, in the county of Caroline.

No. 350. Senate bill to prescribe the effect as evidence to be given to deeds recorded prior to the year 1865.

No. 343. Senate bill requiring two suitable fish ladders at suitable places upon the mill dam across Clinch river at Speer's ferry, Scott county, Virginia.

No. 168. Senate bill to amend and re-enact section 11 of chapter 1, sections 7, 8, 9, 17, 19, 34 and 39 of chapter 2, and to add new sections 52, 53, 54 and 55 to chapter 2 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, associations, societies and orders and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908.

No. 276. House bill to amend and re-enact sections 5 and 12 of an act entitled an act to protect and advance agriculture by regulating the sale and purity of commercial fertilizers and the guarantee and condition upon which they are to be sold, and fixing penalties incurred for violation of same, as heretofore amended.

No. 398. House bill to prohibit the taking or removing of fish, except such as are excepted, from the water courses of the county of Augusta.

No. 299. House bill to amend and re-enact section 2108 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact section 2108 of the Code of Virginia, as to unlawful fishing, and to prescribe the time for catching bass, approved March 16, 1910, so as to exclude from the operation thereof New river, in Wythe county, Virginia, and to prevent the catching of fish with seines in certain waters of said county.

No. 427. House bill to authorize the board of supervisors of Rockingham county, in the State of Virginia, to establish toll gates for the purpose of maintaining the macadam roads in said county.

No. 488. House bill to amend and re-enact section 5 of the charter of the town of Highland Park.



No. 434. House bill to authorize the submission to the legal voters of the city of Winchester of the question whether or not they will favor the issuance by said city of not more than \$150,000 of "gravity water bonds," and to authorize the issuance by said city of not more than \$150,000 of said bonds if a majority of those voting vote in favor of such issuance.

No. 343. House bill to amend and re-enact an act entitled An act to authorize the Washington and Leesburg Turnpike Company, a corporation incorporated under the laws of Virginia, to take possession of certain turnpikes abandoned as such and now used as county roads in the counties of Loudoun, Fairfax and Alexandria; and also to take possession of a portion of a county road in Fairfax county, and to improve said abandoned turnpikes and county roads and said portion of a county road and to convert the same into a modern and high class turnpike for the public convenience, whereon toll may be charged to pay for the construction, operation and maintenance of the same, approved January 31, 1910.

On motion of Mr. OLIVER, the House adjourned.

RICHARD EVELYN BYRD.

*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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WEDNESDAY, MARCH 13, 1912.

On motion of Mr. COLEMAN of Norfolk, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

Mr. COLEMAN of Norfolk offered the following resolution:

Resolved, That the Clerk of the House of Delegates issue his warrant in favor of the Sergeant-at-Arms and Doorkeepers for \$50 each, and auditing clerk in the Auditor's office for \$100, and for \$100 to the policemen, to be distributed amongst them, payable out of the contingent fund of the House, being amounts usually given for extra services and inadvertently omitted from the former resolution; which was agreed to.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 321. Senate bill to amend and re-enact an act entitled An act to amend and combine chapter 19 of the Code of Virginia, as amended as to section 277 of said chapter by an act approved January 15, 1890, and by an act approved January 16, 1892, and further amended by an act approved May 13, 1903, and chapter 377 of the Acts of Assembly, extra session, 1887, entitled an act to amend and consolidate into one act the laws relating to the public printing and binding and defining the duties of the Superintendent of Public Printing, and to repeal chapter 185 of the Acts of Assembly, 1879-1880, approved May 23, 1887, as amended as to section 10 of said act by act approved March 5, 1888, and by an act approved February 5, 1892, and as amended as to section 11 of said act, by act approved February 24, 1890, and by act approved February 9, 1894, and to consolidate and re-enact the same into chapter 19 of the Code of Virginia, and to repeal all acts and parts of acts in conflict therewith, approved December 31, 1903, as amended by an act entitled An act to amend and re-enact section 273 of the Code of Virginia, in relation to the duties of the Superintendent of Public Printing, approved March 15, 1904, as further amended as to section 273 by an act approved March 14, 1908, to repeal chapter 421, Acts 1902-1903-1904, extra session, in conflict, and to enlarge the duties of the Superintendent of Public Printing, and to provide additional help, when necessary, in the department of public printing.

No. 197. Senate bill to regulate the practice of medicine and surgery in the State of Virginia, and to repeal all acts or parts of acts of the General Assembly of Virginia, and any section or sections of the Code of Virginia in conflict with the provisions thereof, especially an act entitled an act to regulate the practice of medicine and surgery in the State of Virginia, approved February 22, 1894, and sections 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751 and 1752 of the Code of Virginia of 1887, and all amendments thereto.

No. 320. House bill to protect villages and unincorporated communities having within defined boundaries a population of three hundred or more against the running at large of horses, mules, ponies, asses, cattle, hogs, sheep and goats within said boundaries and to authorize the circuit court of the county in which such village or community is located to fix the boundaries thereof for the purpose aforesaid.

No. 431. House bill to repeal an act approved March 2, 1910, to authorize the district school board of Grafton school district, of York county, to borrow \$4,000 and to issue bonds therefor for a new high school building.

No. 354. House bill to amend and re-enact section 139 of an act entitled an act to raise revenue for the support of the government

and public free schools and to pay interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1903.

No. 232. House bill to make valid and effective deeds of corporations conveying property, real or personal, heretofore or hereafter executed, in pursuance of resolutions of the boards of directors of such corporations authorizing such execution by their presidents and secretaries, when executed by the president signing the corporate names and the secretaries affixing and attesting the corporate seals, respectively, unless such resolutions expressly direct that each of such acts shall be done by such officers jointly.

No. 428. House bill to amend and re-enact section 2, chapter 230, of an act entitled An act to provide for the establishing, altering and building the public roads and bridges in the county of Shenandoah, and for working and keeping the same in repair, approved February 8, 1898.

No. 271. House bill to amend and re-enact sections 17, 18 and 19 of an act entitled an act for working roads in the county of Loudoun, approved February 16, 1880, as amended and re-enacted by an act approved February 2, 1894, and further amended by an act approved April 27, 1903, and an act approved March 15, 1910.

No. 485. House bill to validate a certain bond issue had in the town of Virginia Beach, authorized by an election held November 20, 1906.

No. 158. House bill to amend and re-enact an act to amend and re-enact an act to provide for the improvement of public roads in Charlotte county, to authorize the issuance of county bonds for the purpose and to apportion the proceeds of said bonds among the several magisterial districts, and to provide for the authorization of the issue of bonds by an election, approved March 11, 1908, adding thereto sections 12½, 17½ and 17½-a, approved March 10, 1910, adding thereto sections 17½-b, 17½-c and 17½-d.

No. 368. Senate bill to provide for the issuing of county bonds for permanent road or bridge improvement in the magisterial districts of the counties of the State.

No. 205. Senate bill to amend and re-enact section 1527 of chapter 67 of the Code of Virginia, as amended by an act of the General Assembly, entitled An act to amend and re-enact chapter 67 of the Code of Virginia, in relation to public free schools in cities and towns constituting separate school districts, so as to provide that certain officers shall not be eligible to more than one office.

No. 359. Senate bill to prevent the hearing of causes in the Supreme Court of Appeals of Virginia on imperfect records and their decision on technical points without regard to the merits, and to simplify procedure in that court in regard to bills of exceptions.

No. 279. Senate bill to empower the State Library Board to exchange or sell duplicates in the Virginia State Library.

No. 331. House bill fixing the salaries of judges of the Supreme Court of Appeals of Virginia whose terms of office commence on or after the first day of February, 1913.

No. 256. Senate bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act; sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such blue-fishing, and to impose a penalty for the violation of this act, approved May 5, 1903; an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900; an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894.

No. 416. House bill to amend section 37 of an act approved January 11, 1898, entitled an act to amend and re-enact the charter of the town of Culpeper, Virginia, as further amended by an act approved March 3, 1906.

No. 293. Senate bill to authorize the boards of supervisors of the several counties and the councils of the several cities and towns of this Commonwealth to exempt from local taxation obligations issued by such counties, cities and towns.

No. 448. House bill to authorize the payment of a salary to the chairman of the board of supervisors of Albemarle county.

No. 414. House bill to prohibit the sale of cider, and other drinks containing over one-half of one per cent. alcohol within one mile of Elon Baptist Church, in the town of Pamplin City, Appomattox county.

No. 446. Senate bill to protect pheasants in the county of Middlesex.

No. 313. Senate bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all



-other acts or parts of acts in conflict therewith, approved March 14, 1908.

No. 407. Senate bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county.

No. 320. Senate bill to amend and re-enact an act entitled an act to authorize the Superintendent of Public Printing to furnish certain persons with copies of House and Senate bills, advance sheets of House and Senate Journals, Acts of Assembly, etc., to collect fees therefor, and to report collections to the Auditor of Public Accounts, approved March 5, 1908.

No. 391. Senate bill to amend and re-enact an act entitled An act to amend and re-enact an act approved March 14, 1906, entitled an act to empower boards of supervisors to enact special and local legislation to protect the public roads and bridges from obstruction, encroachment and injury, to make violations of such enactments a misdemeanor, and to provide penalties, approved March 15, 1910.

No. 438. Senate bill to establish a dispensary for the sale of intoxicating liquors in the town of Ridgeway, in the county of Henry, Virginia, and to prohibit the sale, barter or exchange of such liquors in said town, except as provided by this act, approved March 12, 1904, be amended and re-enacted so as to read as follows.

No. 399. Senate bill to authorize the board of supervisors of Mecklenburg county, Virginia, to designate depositories for the proceeds arising from the sale of permanent road improvement bonds, and to make contracts for the payment of interest thereon by said depositories.

No. 318. House bill providing the manner in which cities and towns of this Commonwealth may obtain leave to erect a dam in or across a water course, and prescribing the procedure to be had in connection therewith.

No. 325. House bill to authorize the board of supervisors of Isle of Wight county to appropriate money for the erection of a wharf on Chuckatuck creek.

No. 124. House bill to provide for the recordation of names of the heirs of a person dying intestate.

No. 236. House bill to authorize the county of Elizabeth City to expend certain money in the sinking fund of said county for the repair of Hampton bridge.

No. 510. House bill to authorize the several magisterial districts of Accomac county to borrow money and issue bonds therefor for the purpose of building, improving and maintaining the public roads of said districts in said county.

No. 113. House bill to amend and re-enact an act to provide for the making and keeping in repair the roads and bridges of Charlotte county, approved March 6, 1896.

No. 293. House bill to amend and re-enact section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict herewith, approved March 14, 1908.

No. 305. Senate bill to authorize the Auditor of Public Accounts to pay certain costs incurred in the case of the Commonwealth vs. Henry Clay Beattie, Jr.

No. 109. Senate bill to invest in boards of supervisors of counties having a population greater than three hundred inhabitants per square mile, as shown by United States census, the same power and authority now vested or hereafter conferred upon common councils of cities and towns.

No. 269. Senate bill to amend and re-enact section 12 of the charter of the city of Alexandria, Virginia, approved February 20, 1871, as subsequently amended.

No. 278. Senate bill to require cities and towns in the State, institutions of learning and eleemosynary and other institutions to deposit two copies of each of their publications in the Virginia State Library.

No. 28. House bill to establish on the farm of the Virginia State Epileptic Colony the Virginia Colony for the Feeble-Minded, and to provide for the commitment of feeble-minded persons to such colony.

No. 136. House bill to authorize the board of supervisors of Charlotte county to sell or rent a farm containing five hundred acres, situated at Saxe, in Bacon magisterial district, Charlotte county, Virginia, and directing the disposition of the proceeds thereof.

No. 363. Senate bill to provide for a compromise and settlement of certain contentions and differences between the Commonwealth and its political subdivisions, upon the one part, and the Richmond, Fredericksburg and Potomac Railroad Company on the other part.

No. 157. House bill to authorize and direct work on the public roads of Goochland county by convicts at the State farm, now located in Goochland county.

No. 116. House bill to remove the obstructions across and in Sandy Creek, between the old ford in Halifax county below the bridge across said creek at Henry's Mill, and the source of said stream in Pittsylvania county.

No. 189. Senate bill to regulate the taking of fish from streams west of the Blue Ridge mountains.

No. 418. Senate bill to amend section 3 of an act entitled an act for working and keeping in order the public roads of Mecklenburg county, and to provide for the levy of taxes for that purpose, approved March 6, 1910, and amended by an act approved March 15, 1910.

No. 346. Senate bill to grant permission to the rector and visitors of the University of Virginia to have a bronze statue cast of Houdon's Statue of Washington in the rotunda of the capitol.

No. 451. Senate bill to amend section 17 of the charter of Suffolk.

No. 454. Senate bill to authorize Buckingham county, from time to time, as necessary, to borrow money and issue bonds for a sum not exceeding \$50,000 for the purpose of uniting in the building, in the county of Buckingham, of State money aid roads.

No. 436. Senate bill to provide for working roads in Stafford county.

No. 456. Senate bill conferring upon the respective councils of the cities of Norfolk and Portsmouth the power to acquire by purchase, condemnation, lease or otherwise the property, in whole or in part, of any private or public service corporation operating a water works system or chartered for the purpose of acquiring or operating such a system, and providing for condemnation proceedings in regard thereto.

No. 247. House bill to repeal an act entitled An act for the protection of deer in the counties of Gloucester and Mathews, approved January 16, 1902.

No. 328. House bill to authorize and empower the board of supervisors of Accomac county to levy a tax for the support and maintenance of a public library.

No. 419. House bill to allow the council of the town of Rocky Mount, Virginia, to appropriate from the town revenues a sum not exceeding \$6,000 to be used in the construction of a high school building in said town.

No. 415. House bill to authorize the board of supervisors of the county of Madison, Virginia, to expend money for the construction, maintenance and improvement of the roads of said county.

No. 412. House bill to authorize the cities of Newport News and Hampton and the counties of Warwick and Elizabeth City to appropriate money and issue bonds for drainage of any lands lying in the counties of Warwick or Elizabeth City.

No. 206. House bill to require taxes levied upon dogs to be put upon the same tax bill with taxes levied upon personal property, and to give the same remedies for collecting such taxes in certain cases.

No. 296. House bill to prevent the trapping of foxes in Jefferson magisterial district, of the county of Culpeper, except during the months of November and December in any year, and requiring those who trap foxes to visit their traps every day they so trap and release any dog or dogs that may have been caught in said traps.

No. 498. House bill to authorize J. F. Smith, of York county, Virginia, to erect a wharf on Cheesman's creek.

No. 274. House bill to require the State Board of Education to ascertain and report the amount paid by patrons of public schools for adopted school books.

No. 323. House bill to amend and re-enact section 6, chapter 240, of an act approved March 12, 1908, to incorporate the town of Branchville, Southampton county, Virginia.

No. 511. House bill to authorize and empower the board of supervisors of Accomac county to levy a license tax on all vehicles used or operated in said county for the purpose of raising revenue for the construction, improvement and maintenance of public highways and bridges in said county.

No. 156. House bill to amend and re-enact an act entitled an act ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within this State, and authorizing the acquisition thereof, approved April 2, 1902.

No. 139. House bill to make an appropriation to provide for the relief of needy Confederate veterans who are not eligible to become inmates of the Soldiers' Home because of suffering with cancerous affection or contagious disease.

No. 291. House bill to amend and re-enact an act entitled An act to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually, out of the general county levy of the said county, a sum of money for the purpose of promoting agriculture in said county, approved March 17, 1900.

No. 250. House bill to amend and re-enact section 2627 of the Code of Virginia.

No. 400. House bill to repeal an act to protect fish in the Blackwater river, within the county of Isle of Wight, approved March 16, 1910.

No. 477. House bill to authorize and empower the board of supervisors of Culpeper county to issue bonds to raise money for the purpose of providing for and erecting and building certain bridges in said county.

No. 368. House bill to make the unauthorized use of automobiles or motor vehicles a misdemeanor.

No. 450. House bill to amend and re-enact section 2 of an act of the General Assembly of Virginia, approved March 14, 1902, entitled an act to annex additional territory to the city of Norfolk, and to provide for the government of said annexed territory.

No. 366. House bill for the protection of fish in the Meherrin river.

No. 182. House bill to permit the establishment of a private bridge over the waters of Skiff's creek, between the counties of Warwick and James City, Virginia.



No. 224. House bill to amend and re-enact an act to further preserve and protect the game in the county of Patrick, approved March 15, 1910.

No. 506. House bill to relieve J. L. Addington, J. B. Wells, Morgan Bolling and W. R. Collier, late members of the board of supervisors of Wise county, from refunding certain moneys received by them for services rendered in connection with the building of macadam roads in Wise county.

No. 223. House bill to amend and re-enact An act approved March 1, 1906, entitled an act for the protection of fish in Nottoway river, in Southampton, Sussex, Dinwiddie, Brunswick and Greensville, counties, Virginia.

No. 264. House bill to amend section 1 of chapter 74, Acts 1908, approved February 25, 1908, entitled an act to amend and re-enact chapter 184 of the Acts of the General Assembly of Virginia, 1890, entitled An act to provide for the working of and keeping in repair the public roads and bridges of Smyth county, approved February 6, 1890.

No. 278. House bill to prevent the spread of blight to chestnut trees in this State, and to appropriate money therefor.

No. 426. House bill to authorize C. B. Woodward to establish a ferry across Powell's river at Powell's ford, in Lee county.

No. 432. House bill to authorize the school board of Grafton magisterial district, of York county, to borrow a sum not exceeding \$2,500 and to issue bonds therefor.

No. 486. House bill to amend and re-enact sections 13 and 16 of an act approved March 12, 1904, entitled an act to incorporate and provide a charter for the town of Damascus, Virginia.

No. 220. House bill regulating the sale of seed cotton and prohibiting the sale thereof at night.

No. 295. House bill to amend and re-enact sections 2 and 3 of an act entitled an act for the protection of fish in Washington county, Virginia, approved March 8, 1894, as amended and re-enacted by an act approved March 14, 1910.

No. 137. Senate bill to amend and re-enact sections 4 and 10 of an act to amend and re-enact sections 4 and 10 of an act to amend and re-enact an act approved May 20, 1903, as heretofore amended, entitled an act defining the duties and powers of the Board of Agriculture and Immigration, so as to prescribe the powers and duties of said board and said commissioner, and to repeal an act approved February 29, 1888, entitled an act to further define the duties and enlarge the powers of the Commissioner of Agriculture, and an act approved March 5, 1888, entitled an act to provide a Commission of Agriculture of Virginia, and make an appropriation therefor, and to re-

peal sections 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Virginia, approved February 25, 1908.

No. 415. Senate bill to prevent obstructing the waters of Pigg river.

No. 240. Senate bill to provide a trial justice in all counties having a population in excess of three hundred persons per square mile, as shown by United States census, to prescribe his jurisdiction in both civil and criminal matters, and to fix his compensation.

No. 68. Senate bill to amend and re-enact section 11 of chapter 111 of an act entitled An act concerning corporations, which became a law May 21, 1903.

No. 287. House bill to amend and re-enact sections 6 and 7 of an act entitled An act to provide for the better assessment of personal property under the control of fiduciaries and the several courts of the Commonwealth, approved March 4, 1896, and as amended by an act approved March 3, 1898.

No. 208. House bill to amend and re-enact section 10, under schedule D, of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 10, 1903, as amended by an act approved February 19, 1904, and as further amended by an act approved January 31, 1908.

No. 353. House bill to amend and re-enact section 484 of the Code of Virginia, 1904, to authorize commissioners of the revenue to reduce the assessment of buildings when injured or destroyed, and to reduce the assessment of timber lands when the same is decreased in value by the removal of timber therefrom.

No. 122. House bill to prescribe in what cases a justice of the peace shall not have jurisdiction in a suit or warrant.

No. 166. House bill to amend and re-enact section 2070-b of the Code of Virginia, relative to the appointment of game wardens upon the application of five resident freeholders of the several counties of the State, whose jurisdiction shall be confined to the several magisterial districts.

No. 121. House bill to provide for the indexing of deeds and other records in ledgerized general index books.

No. 341. House bill to amend and re-enact subsection 13 of section 2086 of the Code of Virginia, as amended and re-enacted by an act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia, and the following acts of the General Assembly of Virginia,

and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by an act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, approved March 14, 1910.

No. 507. House bill to provide for and authorize the purchase of at least one-half of the property in the city of Richmond, known as the Ford's Hotel block, for the purpose of erecting a modern, fireproof building for the State Library rooms, for the Supreme Court of Appeals of Virginia, and for other buildings for the departments and agencies of the State.

No. 395. House bill to amend and re-enact section 13 of an act entitled an act to amend and re-enact an act to provide in cities containing seventy thousand inhabitants or more for the election of a special justice of the peace, to be known as the civil justice, to prescribe his jurisdiction and duties, and to fix his compensation, and to authorize the issue by other justices of the peace in said cities of warrants cognizable by said civil justice, approved March 5, 1908, as amended and re-enacted by an act approved February 14, 1910.

No. 284. Senate bill adding new sections to the Code of Virginia, providing for the regulation of State banks and fixing certain penalties for the violation thereof.

No. 10. Senate bill to amend and re-enact subsections 2, 6, 11, 12 and 15 of section 2086 of the Code of Virginia, as heretofore amended.

No. 129. House bill to amend and re-enact subsection 5 of section 2070-a of an act approved May 14, 1903, entitled an act to amend and re-enact chapter 95 of the Code of Virginia, in relation to the preservation of certain birds and animals and to prevent unlawful hunting, and to repeal certain sections of the Code, etc., as further amended and re-enacted as to subsection 2 of section 2070-a by an act approved March 14, 1904, as further amended and re-enacted as to section 2070-a by an act approved March 15, 1906, as further amended and re-enacted by an act approved March 11, 1908, and as further amended and re-enacted by an act approved March 16, 1910, as to certain counties.

No. 197. House bill to appropriate a sum of money not to exceed \$2,500 per year for the two years 1912 and 1913 for the relief of needy Confederate women of Virginia, who are not upon the State pension rolls, nor are not inmates of any Confederate, independent or church homes or charitable institutions; the relief to such needy Confederate women to be affected by the Auditor of Public Accounts of Virginia issuing his warrants upon the State treasury to each beneficiary under this act, such beneficiaries to be ascertained and determined by proofs, satisfactory to said Auditor, furnished by the organization of women known as the Virginia division of the United Daughters of the Confederacy.

No. 226. House bill to amend and re-enact an act entitled An act imposing upon railroad corporations liability for injury to their employees in certain cases, approved March 27, 1902.

No. 229. Senate bill to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact chapter 66 of the Code of Virginia, relating to public free schools of counties and to the library fund, approved December 28, 1903, as also amended and re-enacted by an act entitled an act to amend and re-enact sections 1492 and 1493 of the Code of Virginia, as heretofore amended, in relation to persons who shall be admitted to public schools, approved March 16, 1908, in relation to persons admitted to public schools.

No. 307. Senate bill to amend and re-enact section 5 of an act entitled an act providing for detention or commitment of minors under seventeen years of age for certain offenses not in jails or penitentiaries, placing them in suitable homes and institutions under certain circumstances; when they can and cannot be sent to jail, allowing them to be released on probation; the approval of the State Board of Charities and Corrections under certain contingencies; penalties for removing any child committed hereunder or violating any provisions hereof; allowing jury trials and appeals; appointment of probation officers and outlining their duties, and declaring an emergency, approved March 16, 1910, so as to authorize judges of circuit courts to appoint probationary officers in counties and unincorporated towns as well as cities.

No. 195. Senate bill to amend and re-enact section 3211 of the Code of Virginia, as amended, providing for recovery by motion after fifteen days' notice on contracts to recover money or to recover damages; when notice to be returned to clerk's office; provision to prevent discontinuance of motion.

No. 299. Senate bill for the relief of the ferries company.

No. 283. Senate bill to amend and re-enact section 1166 of the Code of Virginia, as amended and re-enacted by an act entitled An



act to amend and re-enact chapter 48 of the Code of Virginia, as amended by an act entitled an act to amend and re-enact sections 1165 and 1166 of chapter 48 of the Code of Virginia, prescribing qualifications of bank directors, approved February 29, 1888, and by an act entitled an act to repeal section 1168 of chapter 48 of the Code of 1887, fixing a limitation on banking associations in discounting accommodation paper to one-tenth part of the capital stock of such association actually paid in, approved March 2, 1888, and by an act entitled an act to amend and re-enact section 1163 of the Code of Virginia, in relation to banks holding real estate, approved February 15, 1894, and by an act entitled an act to amend and re-enact section 1170 of the Code of Virginia, in relation to statements made by banks, approved January 22, 1898, approved January 4, 1904, so as to prescribe a penalty for failure of directors of banks to file oath with the State Corporation Commission.

No. 370. Senate bill to amend and re-enact section 70 of the Code of Virginia, as amended and re-enacted by an act approved March 17, 1910.

No. 310. Senate bill to pay J. A. Walker \$100, being the amount due him as land assessor for the county of Nottoway for work done by him as said assessor.

No. 439. Senate bill authorizing the board of supervisors of the several counties of the State of Virginia to appropriate money to defray the expenses of such indigent Confederate veterans of the counties of the State desiring to attend the celebration of the fiftieth anniversary of the Battle of Gettysburg, to be held at Gettysburg, Pennsylvania, on the 1st, 2d and 3d of July, 1913.

No. 56. Senate bill to amend and re-enact chapter 324 of the Acts of the General Assembly of Virginia, 1910, to authorize and empower the board of supervisors of any county in this State, in their discretion, to contribute and expend annually out of the general county levy of the said county a sum of money for the purpose of prompting agriculture in said county, approved March 17, 1910.

No. 182. Senate bill to amend and re-enact section 26 of chapter 8 of an act entitled An act concerning the Bureau of Insurance, and insurance, guaranty, trust, indemnity, fidelity, security and fraternal benefit companies, association, societies and orders, and imposing penalties for its violation, approved March 9, 1906, as amended by an act approved March 12, 1908, and further to provide for the recognition of instruments revoking the powers of agents of surety, guaranty, fidelity or security companies who have been authorized by power of attorney to act for such companies.

No. 223. Senate bill to provide how persons who have been placed on the "retired teachers' list" may retire or be removed there-

from under certain circumstances and may cease to receive the pension provided for in the act providing a retirement fund for public school teachers, approved March 9, 1910.

No. 379. Senate bill to provide a new charter for the town of Kenbridge, in the county of Lunenburg, and to repeal an act approved March 14, 1908, incorporating the town of Kenbridge, Virginia.

No. 71. House bill to amend and re-enact an act entitled an act to regulate the hours of labor in factories and manufacturing establishments where females and children under fourteen years of age are employed as operatives, approved March 4, 1890, so as to embrace workshops and mercantile establishments.

No. 516. House bill to change the name of the wharf now called Whealton to Morattico, in the county of Lancaster, Virginia.

No. 324. House bill to regulate the sale of cider other than cider which is the pure juice of the apple and mixtures, preparations and liquids containing alcohol in excess of one per cent. by volume when sold to be used as a beverage, and to prescribe penalties.

No. 237. Senate bill to construe and make plain how treasurers' commissions are to be paid under section 613 of the Code of Virginia, as amended and re-enacted by an act approved March 13, 1908, entitled an act to amend and re-enact sections 613 and 614 of the Code of Virginia, and under section 614 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1910, and under section 1515 of the Code of Virginia, as amended and re-enacted by an act approved March 11, 1904.

No. 409. House bill to amend and re-enact section 5 of an act approved January 18, 1896, entitled an act to amend and re-enact section 5 of an act approved March 8, 1875, entitled an act to incorporate the town of Glade Springs, in Washington county.

No. 410. House bill to authorize and empower the board of supervisors of the county of Montgomery, in their discretion, to contribute and expend annually, out of the general county levy of the said county, a sum of money for the purpose of promoting agriculture and stock raising in said county.

No. 26. Senate bill to amend and re-enact section 3319 of the Code of Virginia, as amended and re-enacted by an act of General Assembly approved February 4, 1890, and by an act approved February 24, 1890, and by an act approved February 24, 1892, and by an act approved January 29, 1894, and by an act approved February 27, 1894, and by an act approved February 12, 1898, and by an act approved February 15, 1901, and by an act approved March 15, 1904, and by an act approved February 29, 1908, and by an act approved February 14, 1910, in relation to appointment of commissioners in chancery.

No. 290. House bill to provide for the working of certain long term or desperate convicts by the Superintendent of the Penitentiary, the Governor and the Commissioner of Agriculture, for the manufacture of ground limestone and oyster shells, and incidentally for the disposition of the same and the by-products suitable for road construction to the citizens of the State.

No. 285. Senate bill to amend and re-enact sections 1168, 1169, 1170-f and 1171 of an act entitled An act to amend and re-enact sections 1164, 1168, 1169, 1170 and 1171 of the Code of Virginia, and to add independent sections thereto, so as to provide for the examination of banks and other similar institutions in this State, and to make certain general provisions and for the conduct of the business of banking, and to provide penalties for the violation of the provisions hereof, approved March 17, 1910.

No. 179. House bill relative to payment and custody of deposits in two or more names.

No. 214. House bill to amend and re-enact section 113 of the Code of Virginia, as amended by an act approved January 11, 1904.

No. 258. House bill to authorize the county school board of the county of James City to convey what is known as the Hickory Neck Academy lot, with the building thereon, to the duly appointed trustees for the congregation of Hickory Neck Protestant Episcopal Church of Blissland Parish, in James City county, Virginia.

No. 194. House bill to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act entitled An act to amend and re-enact section 1507 of the Code of Virginia, as amended and re-enacted by an act approved December 28, 1903, approved March 14, 1908.

No. 108. House bill to amend and re-enact chapter 365 of the Acts of the General Assembly of Virginia, 1910, entitled An act to authorize recitals in deeds of conveyance executed prior to April 1865, that the deed from the patentee of the land conveyed to or from his vendees was admitted to record in the general court at Richmond, Virginia, or Frankfort, Kentucky, and authenticated copies of such original deeds to be received as prima facie evidence of the execution of the said deed in suits and actions where the title to the land purported to be conveyed is involved, approved March 22, 1910, by adding a new section, to be designated section 2, to said act, also authorizing authenticated certified copies of deeds conveying lands prior to the year 1865 lying partly within the States of Virginia and Kentucky, and deeds conveying different parcels of land embraced in a single deed lying in said States of Virginia and Kentucky, the originals of which have been duly recorded in the general court at Richmond, Virginia, or in the general court at Frankfort, Kentucky, or duly cer-

tified copies of said deeds from the clerk's office of any county or city within this Commonwealth, to be received in evidence in actions at law or suits in equity in the courts of this Commonwealth with all the force and effect of the original deed or deeds, where the original deed or deeds have been destroyed by fire, lost or mislaid, and to authorize the clerks of the circuit courts of the various counties, and the corporation courts of the cities in Virginia, to admit to record duly authenticated certified copy or copies of any such original deed or deeds from the records of said general court at Richmond, Virginia, and Frankfort, Kentucky, or from the clerk's office of any county or city in this State in which said original deed or deeds have been recorded within this Commonwealth, and to provide when such certified copy or copies of such original deed or deeds have been so admitted to record they shall have the same force and effect as if the original itself had been first recorded in said county or city.

On motion of MR. OLIVER, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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THURSDAY, MARCH 14, 1912.

On motion of MR. COX, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3.

All other business having been suspended, THE SPEAKER, in the presence of the House, signed the following bills which had been passed by both houses and duly enrolled, the titles of said bills having been publicly read:

No. 397. Senate bill in relation to the hustings court, part two, of the city of Richmond.

No. 75. House bill to amend and re-enact section 38 of an act entitled an act to raise revenue for the support of the government and public free schools and to pay the interest on the public debt and to provide a special tax for pensions, as authorized by section 189 of the Constitution, approved April 16, 1888, with reference to fees on charters of domestic corporations, as amended by the act approved February 26, 1910.

No. 30. House bill to establish and regulate the holding of pri-



mary elections, to pay expenses of same, to secure the regularity and purity of the same, and to prevent and punish any corrupt practices in connection therewith.

No. 117. House bill to amend and re-enact chapter 136 of an act of Assembly of 1904, approved March 12, 1904, entitled An act to provide a new charter for the town of Vinton, in the county of Roanoke, Virginia, and to repeal all acts or parts of acts inconsistent with the same.

No. 66. Senate bill to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 12, 1908, entitled an act to amend and re-enact section 3528 of the Code of Virginia, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved on the 3d day of March, 1896, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528 of the Code of Virginia, and to repeal section 3526 of the Code of Virginia, in relation to fees of attorneys for the Commonwealth, approved March 5, 1900, as amended and re-enacted by an act entitled an act to amend and re-enact sections 3498, 3500, 3505, 3506 and 3508 of the Code of Virginia, and to amend and re-enact section 3315 of the Code of Virginia, as amended by an act approved February 14, 1896, and section 3519 of the Code of Virginia, as amended by an act approved February 18, 1896, and section 3528, as amended by an act approved March 5, 1900, and also to repeal section 3524 of the Code of Virginia, as amended by an act approved February 20, 1900, and section 3525 of the Code of Virginia, approved on the 31st day of December, 1903, as amended and re-enacted by an act entitled an act to amend and re-enact section 3528, as amended and re-enacted by an act of the General Assembly of Virginia, entitled an act to amend and re-enact section 3528, approved March 15, 1906, as amended and re-enacted by an act of the General Assembly of Virginia, approved March 17, 1910.

No. 407. House bill to provide for the pension, maintenance and support of disabled firemen's associations in cities having a population of one hundred thousand and over.

No. 221. Senate bill to amend and re-enact section 1169 of the Code of Virginia, as heretofore amended.

No. 417. Senate bill to provide for submission to the people for approval and ratification the proposed amendment to section 117 of article 8 of the Constitution of Virginia.

No. 105. House bill to amend and re-enact subsection 7 of section 2086 of the Code of Virginia, as amended and re-enacted by an

act approved February 18, 1890, by an act approved March 3, 1898, by an act approved March 1, 1900, by an act approved March 14, 1902, by an act approved May 5, 1903, and by an act approved March 14, 1908, and to repeal the following sections of the Code of Virginia and the following acts of the General Assembly of Virginia, and all acts or parts of acts in conflict with this act, sections 2083, 2084, 2085, 2087, 2096, 2100, 2102, an act entitled an act to prohibit the catching of bluefish in the waters of this Commonwealth by non-residents of this State; to prohibit the employment of vessels owned by non-residents for such fishing; to require a license tax on residents for such bluefishing, and to impose a penalty for the violation of this act, approved May 5, 1903, an act entitled an act to prohibit the use of pound nets and purse nets in the waters of James and Chickahominy rivers below tidewater, approved May 16, 1887, as amended by act approved March 1, 1888, an act entitled an act to provide for setting apart and designating crabbing grounds in the waters of the Commonwealth, approved February 3, 1900, an act entitled an act to provide for clamming grounds in the waters of this State, approved March 8, 1894, by an act approved March 14, 1910.

No. 142. House bill to require the inspection and supervision of the State Board of Charities and Corrections of persons or corporations placing children in family homes; said persons or corporations to furnish information; the State Board of Charities and Corrections to visit and report upon the children placed in homes; authorizing the courts to commit destitute and delinquent children to the State Board of Charities and Corrections, and said board to place said children in homes or reformatories, to report to the court under certain contingencies, penalties prescribed.

No. 96. Senate bill to amend section 7 of an act to require all water companies, heat, light and power companies and gas companies to pay a franchise tax, a property tax, and to furnish certain reports to the State Corporation Commission, approved February 26, 1910.

No. 286. Senate bill to amend and re-enact an act entitled An act to provide for the establishing, altering and building of public roads and bridges in the county of Shenandoah, and for the working and keeping the same in repair, approved February 8, 1898.

No. 279. House bill to amend certain sections, repeal certain sections of, and to add certain new sections to, chapter 21, Code of Virginia, being sections 300 to 382, inclusive, providing for the public defense.

No. 357. House bill to amend and re-enact an act entitled An act to amend and re-enact section 834 of the Code of Virginia, as heretofore amended, approved March 14, 1908, approved March 16, 1910.

No. 208. Senate bill to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 3, 1910, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 15, 1904, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 10, 1906, entitled an act to amend and re-enact section 753 of the Code of Virginia, as amended and re-enacted by an act approved March 12, 1908, entitled an act to amend and re-enact section 753 of the Code of Virginia, in relation to State depositories, as amended and re-enacted by an act approved March 3, 1910.

No. 288. Senate bill to amend and re-enact an act approved March 13, 1908, entitled An act providing the method by which cities and towns in this Commonwealth may vote upon the issuance of bonds contemplated by clause B of section 127 of the Constitution.

No. 487. House bill to authorize Northampton county to borrow money and issue bonds for a sum not exceeding \$150,000 for the purpose of building public roads in said county.

MR. RUTHERFOORD stated that on Friday, March 8th, he voted to take up out of its order on the calendar No. 49, Senate bill, but was not recorded as voting.

On motion of MR. OLIVER, the House adjourned.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

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FRIDAY, MARCH 15, 1912.

On motion of MR. OLIVER, the reading of the Journal was dispensed with.

THE SPEAKER and Clerk signed the Journal as provided by Rule 3. MR. COX offered the following resolution:

Whereas we have received with feelings of profound sorrow the news of the untimely deaths of Judge Thornton L. Massie, the Hon. William M. Foster, attorney for the Commonwealth for Carroll county, and Lewis F. Webb, Esq., sheriff of Carroll county, who were shot down while in the courageous discharge of their duties in the administration of justice in the court room of Carroll county;

Whereas we recognize that these brave men, together with Hon. Dexter Goad, clerk of Carroll county; Columbus Kane, C. C. Fowler

and Stuart W. Worrell, Esqs., jurors who are reported desperately wounded, were shot down while engaged as officers and citizens in carrying out the laws of Virginia, by dastardly and coward assassins who dared not face these honest and brave men in the open; and

Whereas it is meet and proper that we should recognize the un-  
 daunted courage and devotion to duty of these men of whom all Vir-  
 ginians should feel proud, Judge Thornton L. Massie, the Hon Wil-  
 liam M. Foster, the Hon Dexter Goad, Lewis F. Webb, Columbus  
 Kane, C. C. Fowler and Stuart W. Worrel, Esqs., and should express  
 our feelings of sympathies with their families and to state our con-  
 viction that the good people of the county of Carroll and the officers  
 of this Commonwealth will bring the guilty parties to justice; there-  
 fore, be it

Resolved by the House of Delegates (the Senate concurring),  
 That we recognize that Judge Thornton L. Massie, the Hon. William  
 M. Foster and Lewis F. Webb, Esq., died heroically while in the dis-  
 charge of their duties, and we extend to their families our tenderest  
 sympathies; that our prayers are offered for the speedy recovery of  
 the brave officers and citizens of Carroll county who fell wounded  
 while also bravely supporting the laws of this Commonwealth; and  
 that we believe the officials of the State of Virginia and the good  
 people of Carroll county, who have had this lawlessness thrust upon  
 them, will meet the situation properly and see that justice will be done  
 and our laws maintained.

2. Copies of these resolutions be sent to the families of those who  
 have suffered from this terrible calamity; which was agreed to.

Ordered that Mr. Cox carry the resolution to the Senate and re-  
 quest their concurrence.

A message was received from the Senate, by Mr. HARMAN, who in-  
 formed the House that the Senate had agreed to the resolution.

THE SPEAKER appointed MESSRS. WHITE of Rockbridge and  
 Daniel the committee on the part of the House to remove the remains  
 of General Richard Henry Lee to Virginia.

THE SPEAKER appointed MESSRS. WEAVER, CREAMER and MARTIN  
 the committee for the examination of the public institutions.

On motion of Mr. OLIVER, the chair was vacated until 4 P. M.

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### AFTERNOON SESSION.

The hour of 4 o'clock P. M. having arrived, the chair was re-  
 sumed.

The following communication was received from the Governor:



COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., March 15, 1912.

*To the House of Delegates:*

House bill No. 293, authorizing Bristol to make a sewer of Beaver creek, etc., is returned without my approval, because I have signed Senate bill No. 318, which is exactly similar to House bill No. 293.

WILLIAM HODGES MANN.  
*Governor.*

The following communication was received from the Governor:

COMMONWEALTH OF VIRGINIA,  
GOVERNOR'S OFFICE,  
RICHMOND, VA., March 15, 1912.

*To the House of Delegates of Virginia:*

House bill No. 223 is returned without my approval, for the following reasons: The original act of which this is an amendment was approved March 1, 1906, and was for the protection of fish in Nottoway river in Southampton, Sussex, Dinwiddie, Brunswick and Greenville counties. The bill now under consideration strikes out Sussex, which in effect gives to that county all the fishing privileges in Nottoway river.

WILLIAM HODGES MANN.  
*Governor.*

MR. Cox offered the following resolution:

Resolved by the House of Delegates (the Senate concurring), That a committee of five on the part of the House and three on the part of the Senate, be appointed to inform the Governor that the General Assembly is ready to adjourn sine die, and inquire if he has any communication to make; which was agreed to.

Ordered that MR. Cox carry the resolution to the Senate and request their concurrence.

A message was received from the Senate, by MR. FOLKES, who informed the House that the Senate had agreed to the resolution.

THE SPEAKER appointed MESSRS. Cox, OLIVER, THROCKMORTON, CREAMER and BELL the committee on the part of the House.

The committee subsequently reported that they had waited upon the Governor and had been informed by him that he had no communication to make to the General Assembly.

Ordered that MR. BELL inform the Senate that the House is ready on its part to adjourn sine die.

A message was received from the Senate, by MR. FOLKES, who informed the House that the Senate was ready on its part to adjourn sine die.

On motion of MR. OLIVER, THE SPEAKER declared the House adjourned sine die.

RICHARD EVELYN BYRD,  
*Speaker.*

JNO. W. WILLIAMS, *Clerk.*

# ERRATA

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Page 61, line 16 from top of page, "William R. Houston" should be "William P. Houston."

Page 93, line 6 from top of page, "Mr. Howard" should be "Mr. Harwood."

Page 106, line 9 from top of page, "21" should be "1."

Page 111, line 20 from bottom, "No. 31" should be "No. 36."

Page 112, line 10 from top of page, "No. 36," should be "No. 31."

Page 124, line 5 from top of page, "No. 31" should be "No. 36."

Page 124, line 11 from bottom, "No. 36" should be "No. 31."

Page 160—Line 6 from top, "1911" should be "1901."

Page 172, line 6 from top of page, "8,746" should be "746."

Page 177, lines 10 and 11 from top, strike out the words, "The following House bills were read at length a first time and ordered to be printed," and insert in lieu thereof the following: "The following House bills having been printed, were read at length a second time and ordered to be engrossed."

Page 188, line 18 from top, "Section 1" should be "Section 15."

Page 239, line 15 from bottom, "No. 63" should be "No. 62."

Page 273, line 13 from top, after words "calendar" add "and was read at length a first time and ordered to be printed."

Page 287, line 10 from top, "Section 2853" should be "Section 3853."

Page 352, line 8 from top, "Section 3862" should be "Section 3863."

Page 371, line 11 from bottom, "No. 150" should be "No. 159."

Page 372, line 12 from top, "No. 175 House" should be "No. 175 Senate."

Page 424, line 24 from top, "Section 2065" should be "Section 2965."

Page 428, line 9 from top, "Section 31" should be "Section 51."

Page 441, line 8 from bottom, "No. 172" should be "No. 182."

Page 444, line 5 from top, "No. 164" should be "No. 264."

Page 445, after line 4 insert, "A message was received from the Senate by Mr. Gravatt, who informed the House that the Senate had agreed to Senate Joint Resolution proposing amendment to Section 117 of Article 8 of the Constitution of Virginia, No. 3, in which they request the concurrence of the House. The Speaker laid the resolution before the House. The resolution was referred to the Committee on Counties, Cities and Towns."

Page 456, line 11 from top, "Section 3003" should be "Section 3603."

Page 461 insert after 4th line, "The following Senate bills were read at length a first time."

Page 474, line 15 from top, "No. 16 Senate" should be "No. 126 Senate."

Page 484, line 17 from top, "preservation of gift or literary enterprises," should be "prevention of gift or lottery enterprises."

Page 490, line 14 from top, "No. 205 Senate" should be "No. 206 Senate."

Page 496, line 18 from top, "No. 134" should be "No. 143."

Page 499—Line 17 from top, "No. 134" should be "No. 143."

Page 509, line 9 from bottom, "Zion" should be "Elon."

Page 528, line 8 from top, "No. 296" should be "No. 396."

Page 672, line 6 from bottom, "Section 3022," should be "Section 3922."

Pages 677 and 678, strike out all beginning with line 10 from bottom of page down to and including line 3 on page 678 and insert in lieu thereof the following: "They have passed House bills entitled an act to amend and re-enact Section 1573, Code of Virginia of 1904, providing for the officers of the Institute to be part of the Militia and commissioned, No. 281; and an act to amend and re-enact Section 14 of an act entitled an act to incorporate the town of La Crosse, Mecklenburg county, Virginia, which took effect February 15, 1901. No. 413."

Page 691, line 17 from bottom, "No. 221" should be "No. 211."

Page 695, line 13 from top, after the word "respective" insert "committees and to the councils of the respective."

Page 701, line 17 from bottom, "No. 150" should be "No. 159."

Page 703, line 17 from top, "No. 205" should be "No. 265."

Page 709, line 2 from bottom, "J. H. Smith" should be "J. F. Smith."

Page 738, line 3 from top, "No. 382" should be "No. 282."

Page 753, line 21 from bottom, "Mr. Williams" should be "Mr. Gilliam."

Page 757, line 17 from bottom, "No. 410" should be "No. 440."

Page 759, line 1 at top of page, "No. 535" should be "No. 505."

Page 790, line 8 from bottom, "Section 1575" should be "Section 1573."

Page 842, line 6 from bottom, "No. 287" should be "No. 289."

Page 848, lines 24 and 25 from top, strike out, "an act to amend Section 2557 of the Code of Virginia, No. 293," and insert in lieu thereof "an act to amend and re-enact Section 71-a of an act to provide a new charter for the city of Bristol, and to repeal all other acts or parts of acts in conflict therewith, approved March 14, 1908, No. 293."

Page 879, bottom line, "No. 418 House bill" should be "No. 418 Senate bill."

Page 896, line 9 from top, strike out "The bill was read at length a third time and passed," and insert in lieu thereof the following: "The question being, Shall the bill pass? was put and decided in the affirmative."

Page 950, line 16 from bottom, "No. 318 House bill" should be "No. 318 Senate bill."

# Members of the House of Delegates

WHO SERVED DURING THE

Session Commencing January 10, 1912, and Terminating March 15, 1912.

RICHARD EVELYN BYRD, SPEAKER, Frederick County.

| NAME.              | COUNTY OR CITY. | NAME.               | COUNTY OR CITY. |
|--------------------|-----------------|---------------------|-----------------|
| Adams, Berkley D.  | Charlotte.      | Harvey, James T.    | Nelson.         |
| Anderson, C. W...  | Pittsylvania.   | Harwood, John S.    | Richmond City.  |
| Bain, L. J.....    | Southampton.    | Houston, Harry R.   | Elizabeth City. |
| Baker, James M.    | Louisa.         | Howerton, T. H..    | Sussex.         |
| Baker, W. W....    | Chesterfield.   | Ivey, Wavely S..    | Chesterfield.   |
| Banks, B. A....    | Norfolk City.   | Jennings, T. D...   | Lynchburg.      |
| Bargamin, Paul..   | Bedford.        | Jordan, J. R.....   | Isle of Wight.  |
| Bell, Alden.....   | Culpeper.       | Kemper, James R.    | Augusta.        |
| Borden, R. E....   | Shenandoah.     | Kent, S. T. A....   | Halifax.        |
| Bowman, A. M...    | Roanoke county. | Kinsey, Daniel A.   | Franklin.       |
| Brewer, R. L., Jr. | Nansemond.      | Land, W. A.....     | Nottoway.       |
| Brown, Thos.....   | Westmoreland.   | Love, S. H.....     | Lunenburg.      |
| Brown, W. N....    | Danville.       | Lunsford, C. M..    | Botetourt.      |
| Browning, W. J..   | Rappahannock.   | Malbon, J. T.....   | Princess Anne.  |
| Buck, E. C.....    | Washington.     | Martin, A. B.....   | Campbell.       |
| Burt, W. Stanley.  | Surry.          | Massie, W. P....    | Amherst.        |
| Byrd, Richard E.   | Winchester.     | Meetze, C. J.....   | Prince William. |
| Chalkley, Jno. W.  | Wise.           | Milstead, E. W..    | Newport News.   |
| Christian, J. T... | Mathews.        | Moncure, R.....     | Alexandria.     |
| Clarke, Thomas E.  | Dinwiddle.      | Montague, Hill...   | Richmond city.  |
| Coleman, C. R...   | Spotsylvania.   | Moore, W. O....     | Wythe.          |
| Coleman, Daniel..  | Norfolk city.   | Moseley, H. B...    | Brunswick.      |
| Cox, Edwin P...    | Richmond city.  | Mustard, S. P....   | Tazewell.       |
| Creamer, Jas. J..  | Richmond city.  | Norris, R. O., Jr.. | Lancaster.      |
| Curtis, John A...  | Richmond city.  | Old, Curtis L....   | Norfolk county. |
| Daniel, John O..   | Loudoun.        | Oliver, W. T.....   | Fairfax.        |
| Earman, Geo. N..   | Rockingham.     | Page, Samuel M..    | Albemarle.      |
| Evans, S. Henry..  | Caroline.       | Parker, Wm. G...    | Portsmouth.     |
| Ewing, W. H....    | Prince Edward.  | Peek, George A..    | Norfolk county. |
| Fitzhugh, W. B..   | Northampton.    | Peyton, Whit. D.    | Stafford.       |
| Flanagan, U. G...  | Montgomery.     | Radford, du Val..   | Bedford.        |
| Fulton, S. M.....  | Grayson.        | Rakes, S. T.....    | Patrick.        |
| Gilliam, R., Jr... | Petersburg.     | Rew, J. Harry...    | Accomac.        |
| Grant, Chas. W..   | Russell.        | Richardson, G. L.   | Henry.          |
| Gregory, J. W...   | Pittsylvania.   | Roberts, F. B....   | Mecklenburg.    |

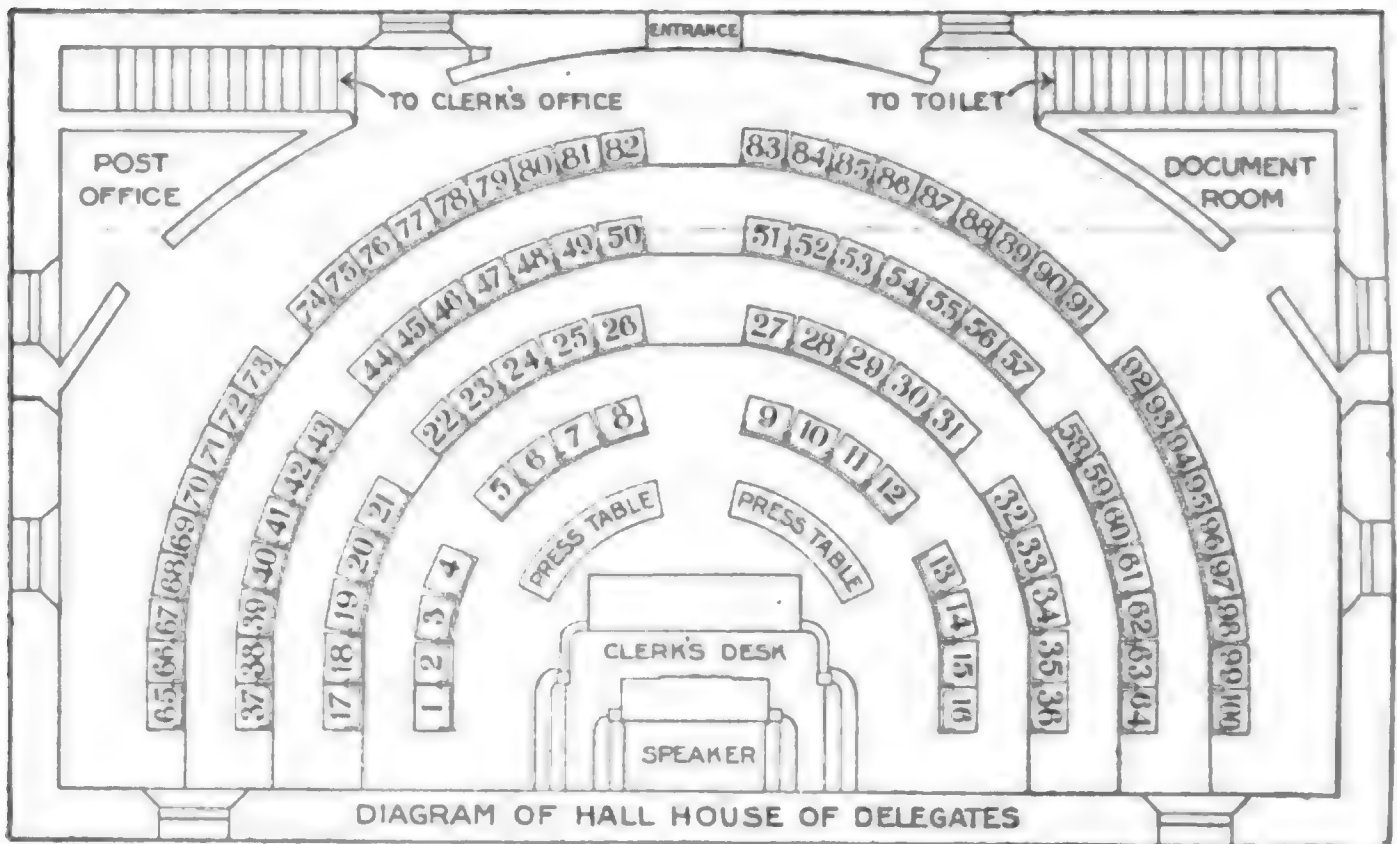


## LIST OF MEMBERS—CONTINUED.

| NAME.               | COUNTY OR CITY. | NAME.              | COUNTY OR CITY. |
|---------------------|-----------------|--------------------|-----------------|
| Roberts, John....   | Washington.     | Terrell, A. J..... | Buckingham.     |
| Robertson, A. E..   | Lee.            | Throckmorton,      |                 |
| Rolston, Chas. H.   | Rockingham.     | C. W.              | Henrico.        |
| Row, T. K.....      | Orange.         | Tiffany, W. N....  | Fauquier.       |
| Rutherford, John    | Goochland.      | Utz, John C.....   | Madison.        |
| Smith, Francis W.   | King and Queen. | Walton, W. B....   | Hanover.        |
| Spessard, N. E...   | Craig.          | Watts, William...  | Roanoke city.   |
| Stebbins, Jos., Jr. | Halifax.        | Weaver, Aub. G..   | Warren.         |
| Stephenson, H. U.   | James City.     | Webb, M. Price...  | Carroll.        |
| Stephenson, J. W.   | Bath.           | White, Hugh A...   | Rockbridge.     |
| Stratton, Thos. J.  | Appomattox.     | White, John S...   | Albemarle.      |
| Sutphin, J. A. L..  | Floyd.          | Willeroy, W. A...  | King William.   |
| Tabb, John N....    | Gloucester.     | Williams, Martin.  | Giles.          |
| Tate, T. L.....     | Pulaski.        | Wise, Keith B....  | Loudoun.        |
| Taylor, M. P.....   | Scott.          | Wissler, J. H..... | Smyth.          |
| Templeton, J. F..   | Augusta.        |                    |                 |

## OFFICERS OF THE HOUSE.

| NAME.                  | OFFICE.                | COUNTY OR CITY.  |
|------------------------|------------------------|------------------|
| Byrd, Richard E.....   | Speaker .....          | Frederick.       |
| Williams, John W.....  | Clerk and K. of R..... | Giles.           |
| Greene, Geo. O.....    | Assistant Clerk.....   | Alleghany.       |
| Garnett, H. Thos.....  | Enrolling Clerk.....   | King George.     |
| Lindsay, George.....   | Journal Clerk.....     | Norfolk county.  |
| Owen, H. B.....        | Reading Clerk.....     | Richmond city.   |
| Johnston, J. M.....    | Sergeant-at-Arms ..... | Rockbridge.      |
| Newhouse, S. M.....    | Doorkeeper .....       | Culpeper.        |
| Truslow, C. A.....     | Doorkeeper .....       | Stafford.        |
| Radford, F. M.....     | Gallery Doorkeeper.... | Bland.           |
| Loving, John T.....    | Committee Clerk.....   | Pulaski.         |
| Burnley, W. Sam.....   | Committee Clerk.....   | Charlottesville. |
| Lilliston, W. J.....   | Committee Clerk.....   | Accomac.         |
| Love, F. O.....        | Committee Clerk.....   | Lunenburg.       |
| Cather, H. L.....      | Committee Clerk.....   | Frederick.       |
| Tuck, P. F.....        | Committee Clerk.....   | Halifax.         |
| Greer, Geo. C.....     | Committee Clerk.....   | Franklin.        |
| Keezell, Walter B..... | Clerk of Joint Com.... | Rockingham.      |
| Davis, C. P.....       | Page .....             | Richmond city.   |
| Sublett, Jas. C.....   | Page .....             | Richmond city.   |
| Sizer, R. T.....       | Page .....             | Richmond city.   |
| Sheehan, D. J.....     | Page .....             | Richmond city.   |
| White, J. T.....       | Page .....             | Culpeper.        |
| Land, H. C.....        | Page .....             | Nottoway.        |
| Barnes, Arnold H.....  | Page .....             | Halifax.         |
| Snead, Thos. H.....    | Page .....             | Fluvanna.        |
| Gose, J. H., Jr.....   | Page .....             | Washington.      |
| Clark, W. B.....       | Page .....             | Buckingham.      |
| Smith, W. W.....       | Page .....             | Spotsylvania.    |
| Denlt, Leo A.....      | Page .....             | Roanoke.         |
| Omps, C. E.....        | Page .....             | Frederick.       |
| Burruss, J. W.....     | Page .....             | Richmond city.   |
| Pettis, John R.....    | Page .....             | Richmond city.   |



### Alphabetical List of Members of the House of Delegates, Showing Number of Seat.

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| Banks, B. A.....            | 19  | Ivey, Waverly S.....        | 79 | Rolston, Chas. H.....    | 72 |
| Bargamin, Paul.....         | 76  | Jennings, Tipton D.....     | 9  | Row, T. K.....           | 68 |
| Bell, Alden.....            | 51  | Jordan, J. R.....           | 28 | Rutherford, John.....    | 30 |
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| Signed by Speaker.....  | 469 |
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| Passed Senate with amendments.   | 371 |
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| Read first time and ordered printed .....              | <u>500</u> |
| Read second time and engrossed.                        | <u>524</u> |
| Read third time and passed.....                        | <u>645</u> |
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| Signed by Speaker.....                                 | <u>941</u> |

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| Read second time and engrossed.   | <u>576</u> |
| Read third time and passed.....   | <u>648</u> |
| Passed Senate.....  | <u>823</u> |
| Signed by Speaker .....   | <u>962</u> |

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| Read third time and passed.....  | <u>808</u> |
| Signed by Speaker.....   | <u>843</u> |

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| Read first time and ordered printed .....   | <u>320</u> |
| Read second time and engrossed.   | <u>502</u> |
| Read third time and passed.....   | <u>613</u> |
| Passed Senate .....   | <u>901</u> |
| Signed by Speaker.....  | <u>952</u> |
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| Read first time and ordered printed .....   | <u>517</u> |
| Bill to amend act to protect sheep, etc., presented and referred .....                      | <u>410</u> |
| <b>H. B. 344.</b> Therefor, reported....  | <u>452</u> |
| Read first time and ordered printed .....   | <u>465</u> |
| Read second time and engrossed.   | <u>522</u> |
| Motion to reconsider.....   | <u>524</u> |
| Agreed to, amended and read third time and passed.....                                      | <u>583</u> |
| Passed Senate .....   | <u>900</u> |
| Signed by Speaker.....  | <u>943</u> |

## DONOHUE, S. R.

|                                  |           |
|----------------------------------|-----------|
| Appointed Auditor .....          | <u>45</u> |
| Nominated to fill unexpired term | <u>53</u> |
| Elected .....                    | <u>56</u> |

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## LYNCHBURG.

|  |     |
|--|-----|
| Bill submitting question of dispensary, presented and referred .....             | 430 |
| Reported from joint committee and referred .....                                 | 510 |
| H. B. 512. Therefor, reported...   | 827 |
| Read first time and ordered printed .....  | 830 |
| Bill amending section 1 of charter of, presented and referred.....               | 487 |
| Reported from joint committee and referred .....                                 | 554 |
| Bill amending section 7 of chapter 8 of charter of, presented and referred ..... | 537 |
| Reported from joint committee and referred .....                                 | 553 |
| H. B. 447. Therefor, reported...   | 561 |
| Read first time and ordered printed .....  | 563 |
| Read second time and engrossed.  | 578 |
| Read third time and passed.....  | 646 |
| Passed Senate .....  | 794 |
| Signed by Speaker.....   | 890 |

## MADISON COUNTY.

|  |     |
|--|-----|
| Bill authorizing supervisors to expend money on roads, presented and referred..... | 488 |
| Reported from joint committee and referred .....                                   | 514 |
| H. B. 415. Therefor, reported...   | 530 |
| Read first time and ordered printed .....  | 540 |
| Read second time and engrossed.  | 577 |
| Read third time and passed.....  | 651 |
| Passed Senate .....  | 900 |
| Signed by Speaker.....   | 952 |

## MADISON COUNTY.

(See also Greene and Madison.)

## MANASSAS.

|  |     |
|--|-----|
| Bill amending section 18 of charter of town of, presented and referred ..... | 488 |
| Reported from joint committee and referred .....                             | 513 |
| H. B. 421. Therefor, reported...   | 530 |
| Read first time and ordered printed .....                                    | 541 |
| Read second time and engrossed.  | 577 |
| Read third time and passed.....  | 652 |
| Passed Senate .....  | 794 |
| Signed by Speaker.....   | 890 |

## MANUFACTURING ESTABLISHMENTS.

(See Factories.)

## MARGINAL RELEASES.

|   |     |
|---|-----|
| Bill providing for indexing of, presented and referred..... | 123 |
| H. B. 338. Therefor, reported...                            | 450 |
| Read first time and ordered printed .....                   | 463 |

## MARRIAGE.

|   |     |
|---|-----|
| Bill regulating and the issuance of marriage license, etc., presented and referred..... | 79  |
| H. B. 130. Therefor, reported...  | 231 |
| Read first time and ordered printed .....   | 236 |

## MARRIAGE LICENSE.

|  |    |
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| Bill making unlawful to issue to person under influence of liquor or drug or inmate of asylum, presented and referred..... | 42 |
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## MARTIN, HON. THOMAS S.

|   |     |
|---|-----|
| Nominated for Senator.....                | 177 |
| Elected .....                             | 184 |
| Committee appointed to notify...          | 184 |
| Invited to address General Assembly ..... | 199 |
| Agreed to by Senate.....                  | 200 |

## MARYE, COL. MORTON.

|                              |    |
|------------------------------|----|
| In relation to death of..... | 46 |
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## MARYLAND.

|  |     |
|--|-----|
| Resolution for committee to settle question of doubt as to boundary line, presented and referred ..... | 93  |
| Reported .....   | 129 |



|                           |            |
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| Agreed to .....           | <u>144</u> |
| Agreed to by Senate.....  | <u>183</u> |
| Committee appointed ..... | <u>199</u> |

#### MASON, JUDGE JOHN E.

|                              |           |
|------------------------------|-----------|
| In relation to death of..... | <u>46</u> |
|------------------------------|-----------|

#### MASSIE, JUDGE THORNTON L.

|  |            |
|--|------------|
| Resolution in relation to death of ..... | <u>964</u> |
| Agreed to by Senate.....                 | <u>965</u> |

#### MATERNITY HOSPITALS.

|  |            |
|--|------------|
| Bill amending act requiring licensing and inspection of, presented and referred..... | <u>33</u>  |
| H. B. <u>70</u> . Therefor, reported...  | <u>151</u> |
| Read first time and ordered printed .....  | <u>158</u> |
| Read second time and engrossed.  | <u>239</u> |
| H. B. Therefor, reported.....  | <u>334</u> |
| Passed Senate .....  | <u>422</u> |
| Signed by Speaker.....   | <u>557</u> |

#### MCCORMICK, MARSHALL.

|  |            |
|--|------------|
| Resolution appointing on committee in reference to Buchanan and other lands..... | <u>479</u> |
| Agreed to by Senate.....   | <u>752</u> |

#### McLEMORE, JUDGE JAMES L.

|                                  |           |
|----------------------------------|-----------|
| Elected judge Second Circuit.... | <u>58</u> |
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#### MECHANICSVILLE TURNPIKE.

|  |            |
|--|------------|
| Bill to repeal charter of, presented and referred.....         | <u>430</u> |
| Reported from joint committee and referred .....               | <u>513</u> |
| Motion to discharge committee from consideration of, rejected. | <u>801</u> |

#### MECKLENBURG COUNTY.

|  |            |
|--|------------|
| S. B. <u>156</u> . Providing reasonable compensation for road commissioners, etc., referred.....   | <u>193</u> |
| Reported .....   | <u>209</u> |
| Read first time.....   | <u>214</u> |
| Read second time.....  | <u>238</u> |
| Read third time and passed.....  | <u>262</u> |
| Signed by Speaker.....   | <u>369</u> |
| S. B. <u>399</u> . Authorizing supervisors to designate depositories for funds arising from sale of road improvement bonds, referred ..... | <u>681</u> |
| Reported .....   | <u>732</u> |
| Read first time.....   | <u>738</u> |

|   |            |
|---|------------|
| Read second time.....                                   | <u>789</u> |
| Read third time and passed.....                         | <u>817</u> |
| Signed by Speaker.....                                  | <u>950</u> |
| S. B. <u>418</u> . Amending road law of, referred ..... | <u>850</u> |
| Reported .....  | <u>870</u> |
| Read first time.....                                    | <u>875</u> |
| Readings dispensed with.....                            | <u>879</u> |
| Passed .....  | <u>880</u> |
| Signed by Speaker.....                                  | <u>951</u> |

#### MEDICAL COLLEGE OF VIRGINIA.

|   |            |
|---|------------|
| Bill authorizing merger with University, presented and referred ..... | <u>457</u> |
|---|------------|

#### MEDICINE AND SURGERY.

|  |            |
|--|------------|
| Bill amending section 1750, in relation to practice of, presented and referred ..... | <u>69</u>  |
| H. B. <u>252</u> . Therefor, reported...   | <u>351</u> |
| Read first time and ordered printed .....  | <u>368</u> |
| Bill regulating practice of, etc., presented and referred.....                       | <u>186</u> |
| S. B. <u>197</u> . Regulating practice of, etc., referred .....                      | <u>850</u> |
| Reported .....   | <u>871</u> |
| Read first time.....   | <u>875</u> |
| Readings dispensed with, amended and passed .....                                    | <u>923</u> |
| Amendments agreed to by Senate.  | <u>932</u> |
| Signed by Speaker.....   | <u>947</u> |

#### MEHERRIN.

|   |            |
|---|------------|
| Bill to repeal act establishing dispensary at, presented and referred ..... | <u>249</u> |
| Reported from joint committee and referred .....                            | <u>352</u> |
| H. B. <u>345</u> . Therefor, reported...                                    | <u>452</u> |
| Read first time and ordered printed .....                                   | <u>465</u> |
| Recommitted .....   | <u>494</u> |
| Reported back .....   | <u>551</u> |

#### MEHERRIN RIVER.

|   |            |
|---|------------|
| Bill for protection of fish in, presented and referred..... | <u>396</u> |
| Reported from joint committee and referred .....            | <u>426</u> |
| H. B. <u>366</u> . Therefor, reported...                    | <u>476</u> |
| Read first time and ordered printed .....                   | <u>493</u> |
| Read second time and engrossed.                             | <u>523</u> |
| Read third time and passed.....                             | <u>644</u> |
| Passed Senate .....   | <u>904</u> |
| Signed by Speaker.....                                      | <u>953</u> |



## MERIDIAN LINE.

|  |                     |
|--|---------------------|
| Bill amending section <a href="#">921</a> , as to true length of, presented and referred ..... | <a href="#">269</a> |
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| Read first time and ordered printed .....  | <a href="#">330</a> |

## "MERRIMAC."

(See Virginia.)

## MESMERISM.

(See Hypnotism.)

## MIDDLESEX COUNTY.

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| S. B. <a href="#">446</a> . To protect pheasants in, referred ..... | <a href="#">682</a> |
| Reported .....  | <a href="#">732</a> |
| Read first time.....  | <a href="#">739</a> |
| Read second time.....   | <a href="#">789</a> |
| Read third time and passed.....                                     | <a href="#">819</a> |
| Signed by Speaker.....  | <a href="#">949</a> |

## MILITIA.

|  |                     |
|--|---------------------|
| Bill amending chapter <a href="#">21</a> of Code, in relation to, presented and referred ..... | <a href="#">305</a> |
| <a href="#">H. B. 279</a> . Therefor, reported...  | <a href="#">387</a> |
| Read first time and ordered printed .....  | <a href="#">399</a> |
| Read second time and engrossed.  | <a href="#">810</a> |
| Read third time and passed.....  | <a href="#">833</a> |
| Passed Senate .....  | <a href="#">899</a> |
| Signed by Speaker.....   | <a href="#">963</a> |

## MILITARY FUND.

|  |                     |
|--|---------------------|
| Bill amending section <a href="#">376</a> , in relation to, presented and referred ..... | <a href="#">376</a> |
|--|---------------------|

## MILK BILL.

(See Dairies.)

## MINERAL TAX.

(See Assessment of Lands and Lots.)

## MINERAL WATERS.

|  |                     |
|--|---------------------|
| S. B. <a href="#">216</a> . Protecting purity of, sold in bottles, etc., referred... | <a href="#">679</a> |
| Reported .....   | <a href="#">730</a> |
| Read first time.....   | <a href="#">736</a> |

## MINES.

|  |                     |
|--|---------------------|
| S. B. <a href="#">111</a> . Creating department of, communicated and referred. | <a href="#">630</a> |
| Reported .....   | <a href="#">656</a> |

|                              |                     |
|------------------------------|---------------------|
| Read first time.....         | <a href="#">660</a> |
| Recommitted .....            | <a href="#">707</a> |
| Reported back .....          | <a href="#">797</a> |
| Readings dispensed with..... | <a href="#">895</a> |
| Amendments rejected .....    | <a href="#">896</a> |
| Passed .....                 | <a href="#">896</a> |
| Signed by Speaker.....       | <a href="#">940</a> |

## MINING AND MANUFACTURING CORPORATIONS.

|  |                     |
|--|---------------------|
| Bill amending section 1103-b, allowing certain foreign, to conduct business in this State, presented and referred..... | <a href="#">95</a>  |
| <a href="#">H. B. 35</a> . Therefor, reported....  | <a href="#">112</a> |
| Read first time and ordered printed .....  | <a href="#">124</a> |
| Read second time and engrossed.  | <a href="#">149</a> |
| Motion to reconsider passed by..   | <a href="#">164</a> |
| Agreed to, amended and read third time and passed.....   | <a href="#">175</a> |
| Passed Senate .....  | <a href="#">370</a> |
| Signed by Speaker.....   | <a href="#">469</a> |

## MINORS.

|   |                     |
|---|---------------------|
| Bill providing for commitment of, convicted of crime, to the reform schools, etc., presented and referred ..... | <a href="#">289</a> |
| <a href="#">H. B. 267</a> . Therefor, reported...   | <a href="#">385</a> |
| Read first time and ordered printed .....   | <a href="#">397</a> |
| S. B. <a href="#">307</a> . Amending act for commitments of, etc., referred.....                                | <a href="#">850</a> |
| Reported .....  | <a href="#">871</a> |
| Read first time.....  | <a href="#">875</a> |
| Readings dispensed with and passed .....  | <a href="#">926</a> |
| Signed by Speaker.....  | <a href="#">957</a> |

## MISDEMEANORS.

|  |                     |
|--|---------------------|
| Bill substituting tasks on public roads in lieu of imprisonment in, presented and referred.... | <a href="#">395</a> |
| <a href="#">H. B. 297</a> . Therefor, reported..   | <a href="#">406</a> |
| Read first time and ordered printed .....  | <a href="#">413</a> |

## MONOPOLIES.

|   |                    |
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| Communication from State of Illinois in reference to control of ..... | <a href="#">30</a> |
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## MONTGOMERY COUNTY.

|  |                     |
|--|---------------------|
| Bill to authorize supervisors to expend sum for promotion of agriculture, presented and referred ..... | <a href="#">173</a> |
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|   |     |
|---|-----|
| Reported from joint committee and referred .....                | 196 |
| <b>H. B. 410.</b> Therefor, reported...                         | 529 |
| Read first time and ordered printed .....                       | 540 |
| Read second time and engrossed.                                 | 576 |
| Read third time and passed.....                                 | 649 |
| Passed Senate .....   | 901 |
| Signed by Speaker.....  | 959 |
| Bill amending section 2 of road law of, presented and referred. | 660 |
| Reported from joint committee and referred .....                | 710 |
| <b>H. B. 499.</b> Therefor, reported...                         | 734 |
| Read first time and ordered printed .....                       | 740 |
| Readings dispensed with and passed .....                        | 744 |

#### MONUMENTS.

|   |     |
|---|-----|
| Bill providing when to be considered personalty and when real estate, presented and referred. | 484 |
|---|-----|

#### MOORE, C. LEE.

|                            |    |
|----------------------------|----|
| Nominated for Auditor..... | 53 |
| Elected .....              | 56 |

#### MOORE, R. HENRY.

|  |     |
|--|-----|
| Bill directing conveyance of land on Hampton bar, presented and referred ..... | 34  |
| Reported from joint committee and referred .....                               | 115 |
| <b>H. B. 50.</b> Therefor, reported...   | 128 |
| Read first time and ordered printed .....                                      | 136 |
| Read second time and engrossed.  | 238 |
| Read third time and passed.....  | 312 |
| Passed Senate with amendments and Senate amendments agreed to .....            | 778 |
| Signed by Speaker.....   | 944 |

#### MORATTICO.

(See Whealton.)

#### MOTIONS.

|  |     |
|--|-----|
| Bill amending section 3211, in relation to remedy by, presented and referred .....       | 43  |
| <b>H. B. 18.</b> Therefor, reported....  | 88  |
| Read first time and ordered printed .....  | 97  |
| Read second time and engrossed.  | 109 |
| Read third time and passed.....  | 137 |
| Bill amending section 3211, in relation to remedy by motion, presented and referred..... | 396 |

|   |     |
|---|-----|
| <b>H. B. 358.</b> Therefor, reported..  | 476 |
| Read first time and ordered printed .....   | 493 |
| <b>S. B. 195.</b> Amending section 3211, in relation to remedy by, referred ..... | 850 |
| Reported .....  | 870 |
| Read first time.....  | 874 |
| Readings dispensed with and passed .....  | 926 |
| Signed by Speaker.....  | 957 |

#### MOUNT VERNON.

|  |     |
|--|-----|
| Bill for abolishing fee system at, presented and referred..... | 380 |
| Reported from joint committee and referred .....               | 391 |

#### MOUNT VERNON LADIES' ASSOCIATION OF THE UNION.

|  |     |
|--|-----|
| Resolution to investigate financial standing, presented and referred ..... | 411 |
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#### MUTUAL INSURANCE SOCIETY.

|  |     |
|--|-----|
| Bill amending act protecting purchasers from liens of, until filed, etc., presented and referred ..... | 187 |
| Reported from joint committee and referred .....   | 224 |
| <b>H. B. 229.</b> Therefor, reported...  | 324 |
| Read first time and ordered printed .....  | 331 |

#### NANSEMOND, ISLE OF WIGHT, ETC.

|   |     |
|---|-----|
| Bill amending act for imposing license tax on, presented and referred ..... | 487 |
| Reported from joint committee and referred .....                            | 510 |
| <b>H. B. 420.</b> Therefor, reported...                                     | 530 |
| Read first time and ordered printed .....                                   | 541 |

#### NEGLIGENCE.

|  |     |
|--|-----|
| Bill requiring juries to pass upon question of, in actions for personal injuries, presented and referred ..... | 171 |
| <b>H. B. 360.</b> Therefor, reported..   | 476 |
| Read first time and ordered printed .....  | 493 |
| Read second time and engrossed.  | 523 |
| Motion to reconsider.....  | 542 |
| Agreed to, amended and read third time and passed.....   | 584 |



## NELSON COUNTY.

|  |                     |
|--|---------------------|
| S. B. <a href="#">264</a> For working roads of, referred ..... | <a href="#">446</a> |
| Reported .....   | <a href="#">473</a> |
| Read first time.....   | <a href="#">491</a> |
| Read second time.....  | <a href="#">702</a> |
| Read third time and passed.....                                | <a href="#">774</a> |
| Signed by Speaker.....   | <a href="#">889</a> |

## NEPOTISM.

|  |                     |
|--|---------------------|
| Bill preventing, presented and referred .....  | <a href="#">394</a> |
| H. B. <a href="#">300</a> Therefor, reported.. | <a href="#">407</a> |
| Read first time and ordered printed .....      | <a href="#">413</a> |

## NEWHOUSE, S. M.

|                          |                   |
|--------------------------|-------------------|
| Elected doorkeeper ..... | <a href="#">7</a> |
|--------------------------|-------------------|

## NEW KENT, CHARLES CITY AND JAMES CITY.

|   |                     |
|---|---------------------|
| Bill amending subsection <a href="#">2</a> of sections 2070-a and 2079, as applied to, presented and referred ..... | <a href="#">260</a> |
| Reported from joint committee and referred .....  | <a href="#">279</a> |
| H. B. <a href="#">251</a> Therefor, reported...   | <a href="#">351</a> |
| Read first time and ordered printed .....   | <a href="#">368</a> |
| Read second time and engrossed.   | <a href="#">443</a> |
| Read third time and passed.....   | <a href="#">592</a> |

## NEW LONDON ACADEMY.

|  |                     |
|--|---------------------|
| S. B. <a href="#">183</a> Authorizing trustees to lease buildings to Bedford and Campbell counties, referred ..... | <a href="#">445</a> |
| Reported .....   | <a href="#">526</a> |
| Read first time.....   | <a href="#">537</a> |
| Read second time.....  | <a href="#">703</a> |
| Read third time and passed.....  | <a href="#">780</a> |
| Signed by Speaker.....   | <a href="#">936</a> |

## NEWPORT NEWS AND HAMPTON.

|  |                     |
|--|---------------------|
| Bill authorizing cities of to issue bonds for drainage of lands in Warwick and Elizabeth City, presented and referred..... | <a href="#">488</a> |
| Reported from joint committee and referred .....   | <a href="#">514</a> |
| H. B. <a href="#">412</a> Therefor, reported...  | <a href="#">529</a> |
| Read first time and ordered printed .....  | <a href="#">540</a> |
| Read second time and engrossed.  | <a href="#">576</a> |
| Read third time and passed....   | <a href="#">650</a> |
| Passed Senate .....  | <a href="#">901</a> |
| Signed by Speaker.....   | <a href="#">952</a> |

## NORFOLK.

|   |                     |
|---|---------------------|
| Bill amending section <a href="#">16</a> of charter of .....  |                     |
| Reported from joint committee and referred .....  | <a href="#">196</a> |
| Bill authorizing the closing clerks' office on certain holidays, presented and referred..   | <a href="#">68</a>  |
| Reported from joint committee and referred .....  | <a href="#">275</a> |
| Bill amending section <a href="#">20</a> of charter, etc., presented and referred .....   | <a href="#">328</a> |
| Reported from joint committee and referred .....  | <a href="#">353</a> |
| Bill amending section <a href="#">20</a> of charter, as amended, etc, presented and referred.....                                 | <a href="#">329</a> |
| Bill amending section <a href="#">38</a> of charter, presented and referred...  | <a href="#">365</a> |
| Reported from joint committee and referred .....  | <a href="#">388</a> |
| H. B. <a href="#">322</a> Therefor, reported...   | <a href="#">425</a> |
| Read first time and ordered printed .....   | <a href="#">434</a> |
| Read second time and engrossed.   | <a href="#">520</a> |
| Read third time and passed.....   | <a href="#">637</a> |
| Bill amending sections <a href="#">51</a> , <a href="#">54</a> and <a href="#">58</a> of charter of, presented and referred ..... | <a href="#">395</a> |
| Reported from joint committee and referred .....  | <a href="#">428</a> |
| Bill amending act in relation to salary of police justice of, presented and referred.....   | <a href="#">395</a> |
| Reported from joint committee and referred .....  | <a href="#">428</a> |
| H. B. <a href="#">449</a> Therefor, reported...   | <a href="#">561</a> |
| Read first time and ordered printed .....   | <a href="#">563</a> |
| Read second time and engrossed.   | <a href="#">578</a> |
| Read third time and passed.....   | <a href="#">671</a> |
| Passed Senate .....   | <a href="#">905</a> |
| Signed by Speaker.....  | <a href="#">942</a> |
| Bill amending section <a href="#">2</a> of act for annexing additional territory to, presented and referred....                   | <a href="#">456</a> |
| Reported from joint committee and referred .....  | <a href="#">553</a> |
| H. B. <a href="#">450</a> Therefor, reported...   | <a href="#">561</a> |
| Read first time and ordered printed .....   | <a href="#">564</a> |
| Read second time and engrossed.   | <a href="#">578</a> |
| Read third time and passed.....   | <a href="#">672</a> |
| Passed Senate .....   | <a href="#">905</a> |
| Signed by Speaker.....  | <a href="#">953</a> |
| Bill amending section <a href="#">15</a> of charter of, presented and referred.   | <a href="#">457</a> |
| Reported from joint committee and referred .....  | <a href="#">511</a> |
| H. B. <a href="#">422</a> Therefor, reported...   | <a href="#">530</a> |



|  |     |
|--|-----|
| Read first time and ordered printed .....                            | 541 |
| Read second time and engrossed.                                      | 577 |
| Read third time and passed.....                                      | 653 |
| Bill amending section 34 of charter of, presented and referred ..... | 488 |
| Reported from joint committee and referred .....                     | 515 |
| H. B. 406. Therefor, reported...                                     | 529 |
| Read first time and ordered printed .....                            | 539 |
| Read second time and engrossed.                                      | 575 |
| Read third time and passed.....                                      | 648 |
| Passed Senate .....  | 900 |
| Signed by Speaker.....   | 943 |
| S. B. 289. Amending section 20 of charter, referred.....             | 560 |
| Reported .....   | 566 |
| Read first time .....  | 569 |
| Read second time.....  | 705 |
| Amended and read third time and passed .....                         | 725 |
| Communicated .....   | 726 |
| Amendments agreed to by Senate .....                                 | 728 |
| Signed by Speaker.....   | 842 |
| S. B. 373. Amending section 15 of charter of, referred.....          | 655 |
| Reported .....   | 708 |
| Read first time.....   | 714 |
| Read second time.....  | 786 |
| Read third time and passed.....                                      | 812 |
| Signed by Speaker.....   | 944 |

## NORFOLK COUNTY.

|   |     |
|---|-----|
| Bill authorizing Western Branch district to borrow <u>\$101,600</u> , presented and referred..... | 68  |
| Reported from joint committee and referred .....  | 90  |
| H. B. 21. Therefor, reported....  | 101 |
| Read first time and ordered printed .....   | 107 |
| Read second time and engrossed.   | 148 |
| Read third time and passed.....   | 160 |
| Passed Senate .....   | 370 |
| Signed by Speaker.....  | 470 |
| Bill authorizing Washington district to borrow <u>\$20,000</u> , presented and referred.....      | 68  |
| Reported from joint committee and referred .....  | 90  |
| H. B. 22. Therefor, reported....  | 101 |
| Read first time and ordered printed .....   | 107 |
| Read second time and engrossed.   | 148 |
| Read third time and passed.....   | 160 |
| Passed Senate .....   | 370 |
| Signed by Speaker.....  | 469 |
| Bill authorizing supervisors to   |     |

|  |     |
|--|-----|
| borrow <u>\$200,000</u> for road improvement, presented and referred ..... | 173 |
| Reported from joint committee and referred .....                           | 223 |
| H. B. 154. Therefor, reported...   | 246 |
| Read first time and ordered printed .....                                  | 254 |
| Read second time and engrossed.  | 309 |
| Read third time and passed.....  | 417 |
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| Senate amendments amended and agreed to .....                              | 804 |
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| Signed by Speaker.....  | 945 |

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| Signed by Speaker.....   | 952 |

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| Passed Senate with amendments.   | 579 |
| Senate amendments agreed to...   | 622 |
| Signed by Speaker.....   | 842 |

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| Signed by Speaker.....          | 890 |

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| Signed by Speaker.....   | 557 |
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| Signed by Speaker.....   | 963 |
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- Elected Clerk of House..... [6](#)  
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|---|-----|
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| Read first time and ordered printed .....   | 556 |
| Read second time and engrossed,   | 578 |
| Read third time and passed...   | 669 |
| Passed Senate .....   | 905 |
| Signed by Speaker .....   | 946 |
| Bill submitting question of issue of \$25,000 town improvement bonds, presented and referred, | 396 |
| Reported from joint committee and referred .....  | 427 |
| <b>H. B. 435.</b> Therefor, reported...   | 552 |
| Read first time and ordered printed .....   | 556 |
| Read second time and engrossed,   | 578 |
| Read third time and passed....  | 670 |
| Passed Senate .....   | 906 |
| Signed by Speaker .....   | 939 |

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|--|-----|
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| Reported from joint committee and referred ..... | 601 |

#### WISE COUNTY.

|   |     |
|---|-----|
| Bill to relieve J. L. Addington, J. B. Wells, Morgan Bolling and W. R. Collier from refunding certain money received in connection with roads, presented and referred ..... | 509 |
| Reported from joint committee and referred .....  | 509 |
| <b>H. B. 506.</b> Therefor, reported...   | 768 |
| Read first time and ordered printed .....   | 770 |
| Read second time and engrossed,   | 809 |
| Read third time and passed...   | 834 |
| Communicated .....  | 836 |
| Passed Senate .....   | 869 |
| Signed by Speaker .....   | 954 |

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|---|-----|
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|---|-----|
| Bill authorizing, to establish ferry across Powell's River at Powell's Ford, presented and referred ..... | 430 |
| Reported from joint committee and referred .....  | 514 |
| <b>H. B. 426.</b> Therefor, reported...   | 531 |
| Read first time and ordered printed .....   | 542 |
| Read second time and engrossed,   | 577 |
| Read third time and passed...   | 741 |
| Passed Senate .....   | 906 |
| Signed by Speaker .....   | 954 |

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|                                 |     |
|---------------------------------|-----|
| Resolution in relation to ..... | 694 |
| Agreed to by Senate .....       | 965 |

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|--|-----|
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| <b>H. B. 246.</b> Therefor, reported...                                  | 351 |
| Read first time and ordered printed .....                                | 357 |
| Read second time and engrossed,  | 504 |
| Read third time and passed...  | 616 |
| <b>S. B. 244.</b> Amending section 4052, in relation to, referred...     | 655 |
| Reported .....   | 826 |
| Read first time .....  | 829 |
| Read second time .....   | 863 |

#### WYTHE COUNTY.

|  |     |
|--|-----|
| Bill amending section 2108, prescribing time for catching bass in New River in, presented and referred ..... | 250 |
| Reported from joint committee and referred .....   | 300 |
| <b>H. B. 299.</b> Therefor, reported...  | 407 |
| Read first time and ordered printed .....  | 413 |
| Read second time and engrossed,  | 444 |
| Read third time and passed ...   | 595 |
| Passed Senate .....  | 904 |
| Signed by Speaker .....  | 945 |

#### WYTHEVILLE.

|   |     |
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| Bill amending section 11 of charter of, presented and referred. | 105 |
| Reported from joint committee and referred .....                | 280 |

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 Read first time and ordered  
 printed ..... 556  
 Read second time and engrossed, 578  
 Dismissed ..... 676

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 Grafton District to borrow \$4,-  
 000, presented and referred ... 396  
 Reported from joint committee  
 and referred ..... 425  
 H. B. 431. Therefor, reported... 532  
 Read first time and ordered  
 printed ..... 542

Read second time and engrossed, 577  
 Read third time and passed .... 669  
 Passed Senate ..... 906  
 Signed by Speaker ..... 947  
 Bill authorizing School Board of  
 Grafton District to borrow \$2,-  
 500, presented and referred... 396  
 Reported from joint committee  
 and referred ..... 426  
 H. B. 432. Therefor, reported... 532  
 Read first time and ordered  
 printed ..... 542  
 Read second time and engrossed, 577  
 Read third time and passed .... 669  
 Passed Senate ..... 906  
 Signed by Speaker ..... 954

12. 2. 1904

## HOUSE DOC. A

### Contingent and Incidental Expenses

*Statement of Disbursement of Contingent Fund, House of Delegates, for Session 1910, after the Publication of Journal for That Session.*

|   |             |
|---|-------------|
| Balance unexpended as per Doc. A. Journal 1910.....   | \$1,904 89  |
| Disbursements of same as follows:   |             |
| 1910  |             |
| March 26. To paid Geo. O. Greene, asst. clerk, 9 days under resolution March 12, 1910.....                                    | 54 00       |
| April 2. To paid H. B. Owen, 6 days under resolution March 12, 1910 .....   | 36 00       |
| April 20. To paid Geo. C. Greer for copying appropriation bill for Finance Committee and copying conference report.           | 20 00       |
| April 21. To paid Geo. W. Pierson extra pay as per resolution March 14, 1910 .....  | 20 00       |
| April 29. To paid C. A. Cole as follows: Ten days cleaning hall of House, committee rooms, etc., after adjournment .....      | \$40 00     |
| Advanced by him for help in moving furniture, books, etc. ....  | 20 00       |
|   | <hr/> 60 00 |
| April 29. To paid S. B. Adkins & Co., binding enrolled bills and Journal .....  | 15 00       |
| May 14. To paid C. A. Cole, janitor's service, April, 1910.....   | 10 00       |
| May 14. To paid R. L. Blankenship, elevator man, for extra work during session .....  | 30 00       |
| May 19. To paid Virginia Carolina Hardware Co., for locks and master keys for doors to lobby of Hall House of Delegates ..... | 18 50       |
| May 19. To paid W. G. Taylor, balance due on water for use during session .....   | 30 75       |
| May 19. To paid Hill Directory Co., Directory 1910.....   | 6 00        |
| May 19. To paid Virginia Laundry Co., washing towels.....   | 1 27        |
| May 28. To paid C. A. Cole, janitor service May, 1910.....  | 10 00       |
| May 31. To paid Geo. O. Greene, 10 days under resolution March 12, 1910 .....   | 60 00       |
| June 11. To paid Geo. C. Greer, balance due for typewriting Journal .....   | 60 00       |
| June 21. To paid Edgar Allen, Jr., P. O. Box rent to September, 1910 .....  | 2 00        |
| June 24. To paid C. A. Cole, janitor services for June, 1910.....   | 10 00       |



|       |     |   |              |
|-------|-----|---|--------------|
| July  | 2.  | To paid Western Union Telegraph Co., for messages to members of committee appointed by Speaker to attend funeral of Senator Daniel.....                               | \$ 15 73     |
| July  | 2.  | To paid First National Bank of Richmond for money advanced for following expenses of committee appointed by Speaker to attend funeral of Senator Daniel at Lynchburg: |              |
|       |     | Richard Evelyn Byrd .....   | \$10 00      |
|       |     | W. W. Baker .....   | 7 05         |
|       |     | A. M. Bowman.....   | 5 00         |
|       |     | E. C. Buck .....  | 14 50        |
|       |     | S. F. Clement.....  | 10 00        |
|       |     | Thos. M. Dunn.....  | 10 00        |
|       |     | James A. Glenn.....   | 5 70         |
|       |     | J. M. Price.....  | 9 50         |
|       |     | T. J. Stratton.....   | 3 75         |
|       |     | C. C. Taliaferro.....   | 7 35         |
|       |     | J. T. Trollinger.....   | 8 10         |
|       |     | John C. Utz.....  | 11 15        |
|       |     | Thos. S. West.....  | 2 10         |
|       |     | Geo. W. Whitehead.....  | 3 80         |
|       |     | S. H. Wilson.....   | 6 30         |
|       |     | Martin Williams .....   | 10 60        |
|       |     | Alden Bell .....  | 8 55         |
|       |     | Room for members at hotel.....  | 1 50         |
|       |     | Expenses of clerk at Lynchburg.....   | 1 40         |
|       |     |   | <hr/> 136 35 |
| July  | 5.  | To paid Hon. J. N. Stubbs, his expenses as member of committee appointed by Speaker to attend funeral of Hon. John W. Daniel.....                                     | 18 30        |
| July  | 5.  | To paid Bell Book and Stationery Co., balance due on stationery bill .....  | 9 00         |
| July  | 5.  | To paid G. W. Wrenn & Co., for lettering doors of office clerk House of Delegates.....  | 12 00        |
| July  | 5.  | To paid W. G. Taylor for Lithia water March, April, May and June, 1910.....   | 4 50         |
| July  | 14. | To paid Hon. John A. Curtis, his expenses as member of committee appointed to attend funeral of Senator John W. Daniel .....  | 3 00         |
| July  | 14. | To paid Victory Renovating Works for cleaning rugs..  | 2 00         |
| July  | 30. | To paid C. A. Cole, janitor service for July, 1910.....   | 10 00        |
| Aug.  | 27. | To paid C. A. Cole, janitor service for August, 1910.....   | 10 00        |
| Sept. | 19. | To paid W. G. Taylor for Lithia water to September....  | 2 00         |
| Sept. | 19. | To paid N. Blakemore for cleaning typewriter.....   | 2 00         |
| Sept. | 19. | To paid Hammond Company for floral design for funeral of Hon. Stephen M. Shepherd.....  | 10 00        |
| Sept. | 19. | To paid Everett Waddey Co. for bill stationery.....   | 7 25         |
| Sept. | 19. | To paid Royal Typewriter Co., typewriter ribbons.\$1 50   |              |
|       |     | Putting cylinder on machine.....  | 2 00         |
|       |     |   | <hr/> 3 50   |

|       |     |   |         |
|-------|-----|---|---------|
| Sept. | 19. | To paid Edgar Allan, Jr., P. M., P. O. Box rent to December 31, 1910.....   | \$ 2 00 |
| Sept. | 30. | To paid C. A. Cole, janitor, for September, 1910.....   | 10 00   |
| Oct.  | 27. | To paid C. A. Cole, janitor, for October, 1910.....   | 10 00   |
| Nov.  | 11. | To paid Clyde W. Saunders for Enrolling paper.....  | 10 00   |
| Nov.  | 11. | To paid W. G. Taylor, September and October bills for Lithia water .....  | 2 00    |
| Nov.  | 11. | To paid Underwood Typewriter Company for ribbon....   | 1 00    |
| Nov.  | 16. | To paid Edgar Allan, postmaster, for 125 double postals for notices to clerks of courts.....  | 2 50    |
| Nov.  | 22. | To paid C. A. Cole, janitor service November, 1910.....   | 10 00   |
| Dec.  | 7.  | To paid Edgar Allan, postmaster, for stamps.....  | 50 00   |
| Dec.  | 7.  | To paid Edgar Allan, Jr., for P. O. Box rent.....   | 2 00    |
| Dec.  | 7.  | To paid Clyde W. Saunders for stationery.....   | 6 40    |
| Dec.  | 7.  | To paid Everett Waddey Co. for guide leaves on enrolled bills and stationery .....  | 5 60    |
| Dec.  | 7.  | To paid W. G. Taylor for Lithia water, November.....  | 1 00    |
| Dec.  | 7.  | To paid J. H. Stack, fixing lock in Speaker's room and fixing window in office clerk H. of D. ....  | 2 00    |
| Dec.  | 7.  | To paid Bell Book and Stationery Co. for stationery and supplies for Speaker's room.....  | 42 00   |
| Dec.  | 7.  | To paid C. A. Cole for cleaning and oiling furniture in Hall House of Delegates and cleaning and renovating Hall .....                          | 60 00   |
| Dec.  | 22. | To paid C. A. Cole, janitor service for December, 1910..  | 10 00   |
| 1911  |     |   |         |
| Jan.  | 9.  | To paid Ideal Ventilator Co., ventilators for office.....   | 8 50    |
| Jan.  | 9.  | To paid W. G. Taylor for Lithia water, December, 1910..   | 1 50    |
| Jan.  | 9.  | To paid Howell Bros., Liquid Veneer for desks, etc.....   | 6 50    |
| Jan.  | 18. | To paid C. A. Cole, janitor's services, January, 1911....   | 10 00   |
| Feb.  | 21. | To paid C. A. Cole, janitor's services, February, 1911....  | 10 00   |
| March | 21. | To paid Edgar Allan, Jr., P. M., postoffice box rent.....   | 2 00    |
| March | 21. | To paid C. A. Cole, janitor's services, March, 1911.....  | 10 00   |
| March | 27. | To paid Clyde W. Saunders, printing paper for Messrs. Zimmer, Coleman and Fitzhugh.....   | 9 20    |
| March | 27. | To paid Fonticello Lithia Water Co., water to March 1, 1911 .....   | 2 50    |
| March | 27. | To paid Alden Bell, one-half of the expense incurred by him in relation to the tablet to Patrick Henry, Mr. Bell appointed by the Governor..... | 30 25   |
| April | 21. | To paid C. A. Cole, janitor's service, April, 1911.....   | 10 00   |
| May   | 4.  | To paid Thos. B. Hicks' Sons for carriages for committee attending funeral of Hon. C. E. Wingo.....   | 10 50   |
| May   | 4.  | To paid the Hammond Company for flowers for funeral of Hon. C. E. Wingo.....  | 10 00   |
| May   | 4.  | To paid Fonticello Lithia Water Co. for Lithia water, March and April, 1911.....  | 3 00    |
| May   | 4.  | To paid Bell Book and Stationery Co., bill stationery...  | 1 80    |
| May   | 20. | To paid C. A. Cole, janitor, May, 1911.....   | 10 00   |

|       |     |   |            |
|-------|-----|---|------------|
| June  | 14. | To paid W. H. Adams for binding printed bills, session 1908 and 1910.....   | \$ 5 00    |
| June  | 14. | To paid Hill Directory Company, Directory 1911.....   | 6 00       |
| June  | 19. | To paid C. A. Cole for extra work in Speaker's room...  | 10 00      |
| June  | 20. | To paid Edgar Allan, Jr., P. M. Postoffice box rent....   | 2 00       |
| June  | 30. | To paid C. A. Cole, janitor's service, June, 1911.....  | 10 00      |
| July  | 5.  | To paid Everett Waddey Company for sectional book case for Speaker's office.....  | 13 75      |
| July  | 6.  | To paid Fonticello Lithia Water Co., Lithia water, May and June .....   | 4 00       |
| July  | 25. | To paid C. A. Cole, janitor's service, July, 1911.....  | 10 00      |
| Aug.  | 21. | To paid C. A. Cole, janitor's service, August, 1911.....  | 10 00      |
| Sept. | 20. | To paid Bell Book and Stationery Co., stationery for Speaker .....  | 9 00       |
| Sept. | 20. | To paid Clyde W. Saunders, envelopes and paper for office .....   | 6 50       |
| Sept. | 20. | To paid Fonticello Lithia Water Co., Lithia water, July and August .....  | 4 00       |
| Sept. | 20. | To paid Edgar Allan, Jr., P. M., P. O. box rent.....  | 2 00       |
| Sept. | 20. | To paid C. A. Cole, janitor service, September, 1911....  | 10 00      |
| Sept. | 20. | To paid J. H. Stack, fixing office window.....  | 1 50       |
| Sept. | 25. | To paid Chemi Company for cleaning compound.....  | 4 25       |
| Oct.  | 21. | To paid C. A. Cole, janitor's service, October, 1911.....   | 10 00      |
| Oct.  | 31. | To paid Edgar Allan, Jr., P. M. for 100 double postal cards for notice to clerks.....   | 2 00       |
| Nov.  | 24. | To paid C. A. Cole, janitor's service, November, 1911..   | 10 00      |
| Dec.  | 20. | To paid Fonticello Lithia Water Co. for Lithia water September, October and November.....   | 4 50       |
| Dec.  | 20. | To paid Everett Waddey Co., amount due on .. age of desk and table for engrossing office.....                                     | 48 50      |
| Dec.  | 20. | To paid C. A. Cole, janitor's service, December, ..   | 10 00      |
| Dec.  | 22. | To paid Victory Renovating Works for cleaning and scouring hall carpet and furnishing new linings...                              | 125 00     |
| Dec.  | 23. | To paid C. A. Cole for cleaning hall and gallery and for oiling and cleaning desks, furniture, etc., preparatory to session ..... | 75 00      |
| Dec.  | 23. | To paid Royal Typewriter Co. for amount in exchange of typewriter for office.....   | 42 50      |
| Dec.  | 27. | To paid Edgar Allan, Jr., P. M., P. O. box rent.....  | 2 00       |
| 1912  |     |   |            |
| Jan.  | 6.  | To paid M. L. Staples for fixing locks to desks and making keys .....   | 12 70      |
| Jan.  | 6.  | To paid Fonticello Mineral Spring Co., Lithia water for December, 1911 .....  | 1 50       |
| Jan.  | 6.  | To paid J. R. Jeter for typewriting lists of committee assignments by Speaker .....   | 5 00       |
|       |     | Balance unexpended .....  | \$396 79   |
|       |     |   | <hr/>      |
|       |     |   | \$1,904 89 |
|       |     |   | <hr/>      |

9a

*Statement of Contingent and Incidental Expenses, House of Delegates, Paid Under Act Approved January 20, 1912, Under Resolution of House of Delegates, Agreed to January 22, 1912.*

|      |     |  |          |
|------|-----|--|----------|
| Jan. | 23. | To paid Geo. C. Greer, Journal Copyist, for traveling 412 miles .....                                      | \$ 41 20 |
| Jan. | 23. | To paid Geo. C. Greer, Journal Copyist, two weeks' salary to January 23rd, inclusive.....                  | 84 00    |
| Jan. | 23. | To paid Walter B. Keezell, Joint Committee Clerk, for traveling 338 miles .....                            | 33 80    |
| Jan. | 23. | To paid Walter B. Keezell, Joint Committee Clerk, two weeks' salary to January 23rd, inclusive.....        | 84 00    |
| Jan. | 23. | To paid F. M. Radford, gallery doorkeeper, for traveling 568 miles.....                                    | 56 80    |
| Jan. | 23. | To paid F. M. Radford, gallery doorkeeper, two weeks' salary to January 23rd, inclusive.....               | 56 00    |
| Jan. | 23. | To paid John Pettis, page, assistant to the doorkeepers, two weeks' salary to January 23rd, inclusive..... | 42 00    |
| Jan. | 23. | To paid C. P. Davis, page, two weeks' salary to January 23rd, inclusive .....                              | 42 00    |
| Jan. | 23. | To paid James C. Sublett, page, two weeks' salary to January 23rd, inclusive.....                          | 42 00    |
| Jan. | 23. | To paid R. T. Sizer, page, two weeks' salary to January 23rd, inclusive .....                              | 42 00    |
| Jan. | 23. | To paid D. J. Sheehan, page, two weeks' salary to January 23rd, inclusive .....                            | 42 00    |
| Jan. | 23. | To paid W. B. Clark, page, for traveling 138 miles.....  | 13 80    |
| Jan. | 23. | To paid W. B. Clark, page, two weeks' salary to January 23rd, inclusive .....                              | 42 00    |
| Jan. | 23. | To paid W. W. Smith, page for traveling 172 miles....  | 17 20    |
| Jan. | 23. | To paid W. W. Smith, page, two weeks' salary to January 23rd, inclusive .....                              | 42 00    |
| Jan. | 23. | To paid J. W. Burruss, page, two weeks' salary to January 23rd, inclusive .....                            | 42 00    |
| Jan. | 23. | To paid Thos. H. Snead, page, for traveling 142 miles..  | 14 20    |
| Jan. | 23. | To paid Thos. H. Snead, page, two weeks' salary to January 23rd, inclusive .....                           | 42 00    |
| Jan. | 26. | To paid C. A. Cole, janitor, three extra days to January 9th, inclusive .....                              | 12 00    |
| Jan. | 26. | To paid C. A. Cole, janitor, two weeks' salary to January 23rd, inclusive.....                             | 56 00    |
| Jan. | 26. | To paid E. F. Duesberry, janitor committee rooms, three days extra to January 9th, inclusive.....          | 6 00     |
| Jan. | 26. | To paid E. F. Duesberry, janitor committee rooms, two weeks' salary to January 23rd, inclusive.....        | 28 00    |
| Jan. | 30. | To paid Geo. C. Greer, journal copyist, seven days' salary to January 30th, inclusive.....                 | 42 00    |
| Jan. | 30. | To paid Walter B. Keezell, joint committee clerk, seven days' salary to January 30th, inclusive....        | 42 00    |



|      |     |   |          |
|------|-----|---|----------|
| Jan. | 30. | To paid C. A. Cole, janitor, seven days' salary to January 30th, inclusive.....   | \$ 28 00 |
| Jan. | 30. | To paid E. F. Duesberry, janitor committee rooms, seven days' salary to January 30th, inclusive....                                     | 14 00    |
| Jan. | 30. | To paid F. M. Radford, gallery doorkeeper, seven days' salary to January 30th, inclusive.....   | 28 00    |
| Jan. | 30. | To paid John Pettis, page, assistant to doorkeepers, seven days' salary to January 30th, inclusive.....                                 | 21 00    |
| Jan. | 30. | To paid C. P. Davis, page, seven days' salary to January 30th, inclusive.....   | 21 00    |
| Jan. | 30. | To paid James C. Sublett, page, seven days' salary to January 30th, inclusive.....  | 21 00    |
| Jan. | 30. | To paid R. T. Sizer, page, seven days' salary to January 30th, inclusive.....   | 21 00    |
| Jan. | 30. | To paid D. J. Sheehan, page, seven days' salary to January 30th, inclusive.....   | 21 00    |
| Jan. | 30. | To paid W. B. Clark, page, seven days' salary to January 30th, inclusive.....   | 21 00    |
| Jan. | 30. | To paid W. W. Smith, page, seven days' salary to January 30th, inclusive.....   | 21 00    |
| Jan. | 30. | To paid J. W. Burruss, page, seven days' salary to January 30th, inclusive.....   | 21 00    |
| Jan. | 30. | To paid Thos. H. Snead, page, seven days' salary to January 30th, inclusive.....  | 21 00    |
| Jan. | 31. | To paid C. A. Richardson for portrait of Honorable John W. Daniel, purchased in pursuance of resolution agreed to January 29, 1912..... | 150 00   |
| Feb. | 6.  | To paid Geo. C. Greer, Journal copyist, seven days' salary to February 6th, inclusive.....  | 42 00    |
| Feb. | 6.  | To paid Walter B. Keezell, joint committee clerk, seven days' salary to February 6th, inclusive.....                                    | 42 00    |
| Feb. | 6.  | To paid C. A. Cole, janitor, seven days' salary to February 6th, inclusive.....   | 28 00    |
| Feb. | 6.  | To paid E. F. Duesberry, janitor committee rooms, seven days' salary to February 6th, inclusive.....                                    | 14 00    |
| Feb. | 6.  | To paid F. M. Radford, gallery doorkeeper, seven days' salary to February 6th, inclusive.....   | 28 00    |
| Feb. | 6.  | To paid John Pettis, page, assistant to doorkeepers, seven days' salary to February 6th, inclusive.....                                 | 21 00    |
| Feb. | 6.  | To paid C. P. Davis, page, seven days' salary to February 6th, inclusive.....   | 21 00    |
| Feb. | 6.  | To paid James C. Sublett, page, seven days' salary to February 6th, inclusive.....  | 21 00    |
| Feb. | 6.  | To paid R. T. Sizer, page, seven days' salary to February 6th, inclusive.....   | 21 00    |
| Feb. | 6.  | To paid D. J. Sheehan, page, seven days' salary to February 6th, inclusive.....   | 21 00    |
| Feb. | 6.  | To paid W. B. Clark, page, seven days' salary to February 6th, inclusive.....   | 21 00    |

|      |     |  |          |
|------|-----|--|----------|
| Feb. | 6.  | To paid W. W. Smith, page, seven days' salary to February 6th, inclusive.....                                      | \$ 21 00 |
| Feb. | 6.  | To paid J. W. Burruss, page, seven days' salary to February 6th, inclusive.....                                    | 21 00    |
| Feb. | 6.  | To paid Thos. H. Snead, page, seven days' salary to February 6th, inclusive.....                                   | 21 00    |
| Feb. | 13. | To paid First National Bank of Richmond one-half expenses of committee to notify Senators Martin and Swanson ..... | 122 50   |
| Feb. | 13. | To paid Raleigh Hotel, Washington, D. C., for cab fares for committee to notify Senators Martin and Swanson .....  | 7 70     |
| Feb. | 13. | To paid Geo. C. Greer, Journal copyist, seven days' salary to February 13th, inclusive.....                        | 42 00    |
| Feb. | 13. | To paid Walter B. Keezell, joint committee clerk, seven days' salary to February 13th, inclusive.....              | 42 00    |
| Feb. | 13. | To paid C. A. Cole, janitor, seven days' salary to February 13th, inclusive.....                                   | 28 00    |
| Feb. | 13. | To paid E. F. Duesberry, janitor committee rooms, seven days' salary to February 13th, inclusive.....              | 14 00    |
| Feb. | 13. | To paid F. M. Radford, gallery doorkeeper, seven days' salary to February 13th, inclusive.....                     | 28 00    |
| Feb. | 13. | To paid John Pettis, page, assistant to doorkeepers, seven days' salary to February 13th, inclusive.....           | 21 00    |
| Feb. | 13. | To paid C. P. Davis, page, seven days' salary to February 13th, inclusive.....                                     | 21 00    |
| Feb. | 13. | To paid James C. Sublett, page, seven days' salary to February 13th, inclusive.....                                | 21 00    |
| Feb. | 13. | To paid R. T. Sizer, page, seven days' salary to February 13th, inclusive.....                                     | 21 00    |
| Feb. | 13. | To paid D. J. Sheehan, page, seven days' salary to February 13th, inclusive.....                                   | 21 00    |
| Feb. | 13. | To paid W. B. Clark, page, seven days' salary to February 13th, inclusive.....                                     | 21 00    |
| Feb. | 13. | To paid W. W. Smith, page, seven day's salary to February 13th, inclusive.....                                     | 21 00    |
| Feb. | 13. | To paid J. W. Burruss, page, seven days' salary to February 13th, inclusive.....                                   | 21 00    |
| Feb. | 13. | To paid Thos. H. Snead, page, seven days' salary to February 13th, inclusive.....                                  | 21 00    |
| Feb. | 16. | To paid W. C. Gibbons, assistant janitor, twenty-six days' salary to February 13th, inclusive.....                 | 52 00    |
| Feb. | 20. | To paid Geo. C. Greer, Journal copyist, seven days' salary to February 20th, inclusive.....                        | 42 00    |
| Feb. | 20. | To paid Walter B. Keezell, joint committee clerk, seven days' salary to February 20th, inclusive.....              | 42 00    |
| Feb. | 20. | To paid C. A. Cole, janitor, seven days' salary to February 20th, inclusive.....                                   | 28 00    |
| Feb. | 20. | To paid W. C. Gibbons, assistant janitor, seven days' salary to February 20th, inclusive.....                      | 14 00    |

|      |     |  |              |
|------|-----|--|--------------|
| Feb. | 20. | To paid F. M. Radford, gallery doorkeeper, seven days' salary to February 20th, inclusive.....   | \$ 28 00     |
| Feb. | 20. | To paid John Pettis, page, assistant to doorkeepers, seven days' salary to February 20th, inclusive....  | 21 00        |
| Feb. | 20. | To paid C. P. Davis, page, seven days' salary to February 20th, inclusive.....   | 21 00        |
| Feb. | 20. | To paid James C. Sublett, page, seven days' salary to February 20th, inclusive.....  | 21 00        |
| Feb. | 20. | To paid R. T. Sizer, page, seven days' salary to February 20th, inclusive.....   | 21 00        |
| Feb. | 20. | To paid D. J. Sheehan, page, seven days' salary to February 20th, inclusive.....   | 21 00        |
| Feb. | 20. | To paid W. B. Clark, page, seven days' salary to February 20th, inclusive.....   | 21 00        |
| Feb. | 20. | To paid W. W. Smith, page, seven days' salary to February 20th, inclusive.....   | 21 00        |
| Feb. | 20. | To paid J. W. Burruss, page, seven days' salary to February 20th, inclusive.....   | 21 00        |
| Feb. | 20. | To paid Thos. H. Snead, page, seven days' salary to February 20th, inclusive.....  | 21 00        |
| Feb. | 24. | To paid for the following bills of stationery, etc., furnished the members of the House of Delegates under Section 206 of the Code and Rule 8 of the House, viz: |              |
|      |     | Bell Book and Stationery Company,  |              |
|      |     | One hundred packages stationery.....   | \$ 90 00     |
|      |     | One lot fountain pens.....   | 90 00        |
|      |     | One lot key cases.....   | 21 00        |
|      |     | Howell Bros., one lot of knives.....   | 106 00       |
|      |     | Lohmann Lithographing Co., letter heads and envelopes .....  | 61 00        |
|      |     | Clyde W. Saunders, printing stationery for members .....   | 90 00        |
|      |     | B. W. Wilson Paper Co., blank paper for stationery for members.....  | 42 00        |
|      |     |  | <hr/> 500 00 |
| Feb. | 24. | To paid Lohmann Lithographing Co. for letter heads and envelopes for clerk's office and House.....   | 46 67        |
| Feb. | 27. | To paid Geo. C. Greer, Journal copyist, seven days' salary to February 27th, inclusive.....  | 42 00        |
| Feb. | 27. | To paid Walter B. Keezell, joint committee clerk, seven days' salary to February 27th, inclusive.. ..  | 42 00        |
| Feb. | 27. | To paid C. A. Cole, janitor, seven days' salary to February 27th, inclusive.....   | 28 00        |
| Feb. | 27. | To paid W. C. Gibbons, assistant janitor, seven days' salary to February 27th, inclusive.....  | 14 00        |
| Feb. | 27. | To paid F. M. Radford, gallery doorkeeper, seven days' salary to February 27th, inclusive.....   | 28 00        |
| Feb. | 27. | To paid John Pettis, page, assistant to doorkeepers, seven days' salary to February 27th, inclusive....  | 21 00        |

|       |     |  |          |
|-------|-----|--|----------|
| Feb.  | 27. | To paid C. P. Davis, page, seven days' salary to February 27th, inclusive.....   | \$ 21 00 |
| Feb.  | 27. | To paid James C. Sublett, page, seven days' salary to February 27th, inclusive.....  | 21 00    |
| Feb.  | 27. | To paid R. T. Sizer, page, seven days' salary to February 27th, inclusive.....   | 21 00    |
| Feb.  | 27. | To paid D. J. Sheehan, page, seven days' salary to February 27th, inclusive.....   | 21 00    |
| Feb.  | 27. | To paid W. B. Clark, page, seven days' salary to February 27th, inclusive.....   | 21 00    |
| Feb.  | 27. | To paid W. W. Smith, page, seven days' salary to February 27th, inclusive.....   | 21 00    |
| Feb.  | 27. | To paid J. W. Burruss, page, seven days' salary to February 27th, inclusive.....   | 21 00    |
| Feb.  | 27. | To paid Thos. H. Snead, page, seven days' salary to February 27th, inclusive.....  | 21 00    |
| March | 5.  | To paid Geo. C. Greer, Journal copyist, seven days' salary to March 5th, inclusive.....  | 42 00    |
| March | 5.  | To paid Walter B. Keezell, joint committee clerk, seven days' salary to March 5th, inclusive.....                              | 42 00    |
| March | 5.  | To paid C. A. Cole, janitor, seven days' salary to March 5th, inclusive .....  | 28 00    |
| March | 5.  | To paid W. C. Gibbons, assistant janitor, seven days' salary to March 5th, inclusive.....                                      | 14 00    |
| March | 5.  | To paid F. M. Radford, gallery doorkeeper, seven days' salary to March 5th, inclusive.....                                     | 28 00    |
| March | 5.  | To paid John Pettis, page, assistant to doorkeepers, seven days' salary to March 5th, inclusive.....                           | 21 00    |
| March | 5.  | To paid C. P. Davis, page, seven days' salary to March 5th, inclusive .....  | 21 00    |
| March | 5.  | To paid James C. Sublett, page, seven days' salary to March 5th, inclusive.....  | 21 00    |
| March | 5.  | To paid R. T. Sizer, page, seven days' salary to March 5th, inclusive.....   | 21 00    |
| March | 5.  | To paid D. J. Sheehan, page, seven days' salary to March 5th, inclusive .....  | 21 00    |
| March | 5.  | To paid W. B. Clark, page, seven days' salary to March 5th, inclusive .....  | 21 00    |
| March | 5.  | To paid W. W. Smith, page, seven days' salary to March 5th, inclusive .....  | 21 00    |
| March | 5.  | To paid J. W. Burruss, page, seven days' salary to March 5th, inclusive .....  | 21 00    |
| March | 5.  | To paid Thos. H. Snead, page, seven days' salary to March 5th, inclusive .....   | 21 00    |
| March | 5.  | To paid Southern Stamp and Stationery Co., for 200 checks in duplicate for cloak room of House of Delegates from 1 to 100..... | 4 00     |
| March | 5.  | To paid Underwood Typewriter Co., Inc., for Fox copyholder and ribbons.....  | 4 75     |



|           |   |         |
|-----------|---|---------|
| March 5.  | To paid J. H. Stack, carpenter, for repairing a bench, fixing table top, four drawers and cutting door in clerk's office .....  | \$ 4 50 |
| March 5.  | To paid C. Lumsden & Son for repair of clock in Hall House of Delegates.....  | 5 00    |
| March 5.  | To paid Geo. W. Anderson & Sons for two and one-third yards of rubber and three Cocoa mats for House of Delegates .....   | 11 59   |
| March 5.  | To paid Miss Madge McCready for typewriting report of committee appointed to investigate the methods of Virginia Book Company, with carbon.....                         | 5 50    |
| March 5.  | To paid F. N. Steigleder & Co. for fourteen 60-Watt Tungsten globes, eight 40-Watt globes, the shades and labor in clerk's office, engrossing and enrolling rooms ..... | 25 00   |
| March 5.  | To paid Chemi Company for floor oil, soap and carpet cleaner .....  | 25 35   |
| March 12. | To paid W. B. Clark, page, seven days' salary to March 12th, inclusive .....  | 21 00   |
| March 12. | To paid Geo. C. Greer, Journal copyist, seven days' salary to March 12th, inclusive.....  | 42 00   |
| March 12. | To paid Walter B. Keezell, joint committee clerk, seven days' salary to March 12th, inclusive.....  | 42 00   |
| March 12. | To paid C. A. Cole, janitor, seven days' salary to March 12th, inclusive .....  | 28 00   |
| March 12. | To paid W. C. Gibbons, assistant janitor, seven days' salary to March 12th, inclusive.....  | 14 00   |
| March 12. | To paid F. M. Radford, gallery doorkeeper, seven days' salary to March 12th, inclusive.....   | 28 00   |
| March 12. | To paid John Pettis, page, assistant to doorkeepers, seven days' salary to March 12th, inclusive.....   | 21 00   |
| March 12. | To paid C. P. Davis, page, seven days' salary to March 12th, inclusive .....  | 21 00   |
| March 12. | To paid James C. Sublett, page, seven days' salary to March 12th, inclusive.....  | 21 00   |
| March 12. | To paid R. T. Sizer, page, seven days' salary to March 12th, inclusive .....  | 21 00   |
| March 12. | To paid D. J. Sheehan, page, seven days' salary to March 12th, inclusive .....  | 21 00   |
| March 12. | To paid W. W. Smith, page, seven days' salary to March 12th, inclusive .....  | 21 00   |
| March 12. | To paid J. W. Burruss, page, seven days' salary to March 12th, inclusive .....  | 21 00   |
| March 12. | To paid Thos. H. Snead, page, seven days' salary to March 12th, inclusive.....  | 21 00   |
| March 12. | To paid W. B. Clark, page, extra compensation as agreed to March 8th, 1912.....   | 25 00   |
| March 12. | To paid W. W. Smith, page, extra compensation as agreed, to March 8th, 1912.....  | 25 00   |

|   |          |
|---|----------|
| March 12. To paid S. Gardner, janitor in charge State Flag, extra compensation as agreed, to March 8th, 1912..... | \$ 25 00 |
| March 12. To paid J. W. Burruss, page, extra compensation as agreed, to March 8, 1912.....                        | 25 00    |
| March 12. To paid J. H. Gose, Jr., page, extra compensation as agreed, to March 8th, 1912.....                    | 25 00    |
| March 12. To paid W. J. Lilliston, committee clerk, extra compensation as agreed, to March 8th, 1912.....         | 50 00    |
| March 12. To paid F. O. Love, committee clerk, extra compensation as agreed, to March 8th, 1912.....              | 50 00    |
| March 12. To paid John T. Loving, committee clerk, extra compensationn as agreed, to March 8th, 1912.....         | 50 00    |
| March 12. To paid W. Sam Burnley, committee clerk, extra compensation as agreed, to March 8th, 1912.....          | 50 00    |
| March 12. To paid H. B. Owen, reading clerk, extra compensation as agreed, to March 8th, 1912.....                | 50 00    |
| March 12. To paid C. A. Cole, janitor, extra compensation as agreed, to March 8th, 1912.....                      | 50 00    |
| March 12. To paid W. C. Gibbons, assistant janitor, extra compensation as agreed, to March 8, 1912.....           | 25 00 .  |
| March 12. To paid H. T. Garnett, enrolling clerk, extra compensation as agreed, to March 8, 1912.....             | 50 00    |
| March 12. To paid H. L. Cather, committee clerk, extra compensation as agreed, to March 8, 1912.....              | 50 00    |
| March 12. To paid P. F. Tuck, committee clerk, extra compensation as agreed, to March 8, 1912.....                | 50 00    |
| March 12. To paid J. C. Nunnally, committee clerk, extra compensation as agreed, to March 8, 1912.....            | 50 00    |
| March 12. To paid Geo. O. Greene, assistant clerk, extra compensation as agreed, to March 8, 1912.....            | 50 00    |
| March 12. To paid George Lindsay, Journal clerk, extra compensation as agreed, to March 8, 1912.....              | 50 00    |
| March 12. To paid Geo. C. Greer, Journal copyist, extra compensation as agreed, to March 8, 1912.....             | 50 00    |
| March 12. To paid Walter B. Keezell, joint committee clerk, extra compensation as agreed, to March 8, 1912.....   | 50 00    |
| March 12. To paid R. L. Blankenship, elevator conductor, extra compensation as agreed, to March 8, 1912.....      | 25 00    |
| March 12. To paid Edward Parrott, assistant elevator conductor, extra compensation as agreed, to March 8, 1912... | 25 00    |
| March 12. To paid F. M. Radford, gallery doorkeeper, extra compensation as agreed, to March 8, 1912.....          | 25 00    |
| March 12. To paid John Pettis, page, assistant to doorkeepers, extra compensation as agreed, to March 8, 1912.... | 25 00    |
| March 12. To paid Thos. H. Snead, page, extra compensation as agreed, to March 8, 1912.....                       | 25 00    |
| March 12. To paid D. J. Sheehan, page, extra compensationn as agreed, to March 8, 1912.....                       | 25 00    |
| March 12. To paid R. T. Sizer, page, extra compensation as agreed, to March 8, 1912.....                          | 25 00    |

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|-----------|--|----------|
| March 12. | To paid James C. Sublett, page, extra compensation as agreed, to March 8, 1912.....  | \$ 25 00 |
| March 12. | To paid C. P. Davis, page, extra compensation as agreed, to March 8, 1912.....   | 25 00    |
| March 12. | To paid C. E. Omps, page, extra compensation as agreed, to March 8, 1912.....  | 25 00    |
| March 12. | To paid Leo A. Denit, page, extra compensation as agreed, to March 8, 1912.....  | 25 00    |
| March 12. | To paid Arnold Barnes, page, extra compensation as agreed, to March 8, 1912.....   | 25 00    |
| March 12. | To paid H. C. Land, page, extra compensation as agreed, to March 8, 1912.....  | 25 00    |
| March 12. | To paid J. T. White, page, extra compensation as agreed, to March 8, 1912.....   | 25 00    |
| March 13. | To paid Edgar Allan, postmaster, for stamps and postal cards for clerk's office, House of Delegates.....                       | 25 00    |
| March 14. | To paid M. L. Staples for keys and repair of locks (See voucher issued February 17, 1912).....                                 | 3 00     |
| March 14. | To paid Fonticello Mineral Spring Co. for one-half of water for General Assembly as per bill to March 9, 1912 .....            | 59 55    |
| March 14. | To paid Royal Typewriter Co. for three typewriter ribbons .....  | 2 25     |
| March 14. | To paid Miss Grace Rohleder for six copies conference committee report on general appropriation bill, five pages .....         | 2 70     |
| March 14. | To paid John H. Rose & Co. for general supplies for House of Delegates.....  | 50 13    |
| March 14. | To paid Clyde W. Saunders for two reams engrossing paper and printing envelopes and paper.....                                 | 26 75    |
| March 14. | To paid M. L. Staples for keys and repairing locks....   | 1 80     |
| March 14. | To paid B. W. Wilson Paper Co. for balance due on lot of blank paper.....  | 126 72   |
| March 14. | To paid F. P. Jones, extra compensation, to be paid engineers and firemen at power house as per resolution, March 9, 1912..... | 60 00    |
| March 14. | To paid Geo. W. Haynes for extra compensation for the five capitol policemen at \$20 each, as agreed, to March 13, 1912.....   | 100 00   |
| March 14. | To paid S. M. Newhouse, doorkeeper, for extra compensation as agreed, to March 13, 1912.....                                   | 50 00    |
| March 14. | To paid C. A. Truslow, 2nd doorkeeper, extra compensation as agreed, to March 13, 1912.....                                    | 50 00    |
| March 14. | To paid J. M. Johnston, Sergeant-at-Arms, extra compensation as agreed, to March 13, 1912.....                                 | 50 00    |
| March 14. | To paid John P. Goss, auditing clerk in Auditor's office for extra compensation as agreed, to March 13, 1912 .....             | 100 00   |

|  |         |
|--|---------|
| March 14. To paid Weymouth, Melster & Smethle, bookbinders for 300 blotter top pads to letter heads for members House of Delegates.....                            | \$ 7 50 |
| March 14. To paid Howell Bros. for shears, brushes and other supplies for House of Delegates.....  | 3 45    |
| March 14. To paid Jas. N. Finnegan for one-half reading enrolled bills .....   | 39 00   |
| March 14. To paid Bell Book and Stationery Co. for paper, pens, rubber bands, writing fluid, blank books and other stationery supplies for House of Delegates..... | 166 80  |
| March 15. To paid Geo. C. Greer, Journal copyist, for three extra days, to March 15th, inclusive.....  | 18 00   |
| March 15. To paid Walter B. Keezell, joint committee clerk for three extra days, to March 15th, inclusive.....   | 18 00   |
| March 15. To paid F. O. Love, committee clerk, for seven extra days' work, last half of session.....   | 42 00   |
| March 15. To paid C. A. Cole, janitor, for three extra days, to March 15th, inclusive.....   | 12 00   |
| March 15. To paid W. C. Gibbons, assistant janitor, for three extra days, to March 15th, inclusive.....  | 6 00    |
| March 15. To paid John Pettis, page, assistant to doorkeepers, for three extra days, to March 15th, inclusive.....   | 9 00    |
| March 15. To paid R. T. Sizer, page, for three extra days, to March 15th, inclusive.....   | 9 00    |
| March 15. To paid J. W. Burruss, page, three extra days, to March 15th, inclusive.....   | 9 00    |
| March 16. To paid R. F. Gaskins for enrolling 84 pages.....  | 25 20   |
| March 16. To paid J. W. Ellyson for enrolling 91 1-2 pages.....  | 27 45   |
| March 16. To paid Miss A. R. W. Reddy for enrolling 222 pages..  | 66 60   |
| March 16. To paid T. W. Jeter for enrolling 218 pages.....   | 65 40   |
| March 25. To paid D. J. Sheehan, page, three extra days at close of session .....  | 9 00    |
| March 25. To paid C. P. Davis, page, three extra days at close of session .....  | 9 00    |
| March 25. To paid James C. Sublett, page, three extra days at close of session.....  | 9 00    |
| March 25. To paid John T. Loving, committee clerk, four extra days as provided by resolution.....  | 32 00   |
| March 25. To paid H. T. Garnett, enrolling clerk, eight extra days' services as provided by resolution.....  | 48 00   |
| March 25. To paid Virginia Laundry for laundering towels for toilet room in full, to March 16, 1912.....   | 1 66    |
| March 25. To paid Geo. T. Rison, member Senate, for expenses incurred by him in attending funeral of Hon. J. W. Gregory, hearse, carriage and hotel bill.....      | 52 00   |
| March 25. To paid Dr. S. T. A. Kent, member House, for expenses incurred by him in attending funeral of Hon. J. W. Gregory.....                                    | 19 40   |
| March 25. To paid Everett Waddey Company for six copies Pol-lard's Code, Vol. 3.....   | 45 00   |



|   |                  |
|---|------------------|
| March 27. To paid L. B. Gibbons, committee room janitor, for 31 days' attendance, from February 14th to March 15th, inclusive .....   | \$ 62 00         |
| March 27. To paid L. B. Gibbons, committee room janitor, for extra compensation as agreed, to March 8, 1912....   | 25 00            |
| March 27. To paid C. A. Cole, janitor, ten days' cleaning the Hall House of Delegates, committee rooms, etc.....  | 40 00            |
| March 28. To paid S. B. Adkins & Co. for binding enrolled bills Journal Session 1912.....   | 15 00            |
| March 28. Balance unexpended to time Journal goes to print, the expenditure of which amount for Contingent and Incidental expenses of the House will be printed in the next Journal as required by law..... | 1,455 03         |
| Amount provided by last Act.....  | \$8,500 00       |
|   | <hr/> \$8,500 00 |

HOUSE DOC. No. I.

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# ABSTRACT

OF THE

## RETURNS OF CLERKS OF COURTS

TO THE

Clerk of the House of Delegates

---

Office of the Clerk of the House of Delegates,  
Richmond, Virginia, January 10, 1912.

*To the General Assembly of Virginia:*

I respectfully submit a condensed abstract of reports of the Clerks of Courts, which are required to be made to the Clerk of the House of Delegates by section 3189 of the Code of Virginia.

The reports herein embraced are for the years ending August 31, 1910, and August 31, 1911.

Respectfully,

JNO. W. WILLIAMS,  
*Clerk of the House of Delegates.*

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RICHMOND:  
DAVIS BOTTOM, SUPERINTENDENT PUBLIC PRINTING  
1912

ABSTRACTS.

From the reports of the Clerks of the Supreme Court of Appeals, Corporation and Circuit Courts for the years ending August 31, 1910, and August 31, 1911, exhibiting the State of suits in their respective courts:

SUPREME COURT OF APPEALS.

| JUDGES              | CLERKS           | LOCATION OF COURTS | APPEALS, WRITS OF ERROR AND SUPERSEDEAS |             |                                      |                                 |                               |                             | REMARKS |
|---------------------|------------------|--------------------|---|-------------|--------------------------------------|---------------------------------|-------------------------------|-----------------------------|---------|
|                     |                  |                    | No. commenced                           | No. pending | No. interlocutory decrees and orders | No. final decrees and judgments | No. removed from other courts | No. removed to other courts |         |
| James Kelth         | H. Stewart Jones | Richmond, 1910     | 111                                     | 120         | ---                                  | 110                             | 2                             | ---                         | 67      |
| Richard H. Cardwell | J. M. Kelley     | Wytheville, 1910   | ---                                     | ---         | ---                                  | 29                              | ---                           | 2                           | 17      |
| John A. Buchanan    | Alex. W. Mays    | Staunton, 1910     | 20                                      | 43          | ---                                  | 39                              | ---                           | 3                           | 22      |
| George M. Harrison  | H. Stewart Jones | Richmond, 1911     | 110                                     | 110         | ---                                  | 108                             | 2                             | ---                         | 61      |
| Stafford G. Whittle | J. M. Kelley     | Wytheville, 1911   | 33                                      | ---         | ---                                  | 36                              | ---                           | ---                         | 16      |
|                     | Alex. W. Mays    | Staunton, 1911     | 23                                      | 26          | ---                                  | 19                              | ---                           | 1                           | 9       |

LAW AND EQUITY COURT.

| JUDGE               | CLERK              | CITY                 | ACTIONS AT LAW |              |             |                               |                             |               | SUITS IN CHANCERY |                           |                   |                               |                             |       | DAYS OF SESSION |
|---------------------|--------------------|----------------------|----------------|--------------|-------------|-------------------------------|-----------------------------|---------------|-------------------|---------------------------|-------------------|-------------------------------|-----------------------------|-------|-----------------|
|                     |                    |                      | No. commenced  | No. pending. | No. decided | No. removed from other courts | No. removed to other courts | No. commenced | No. pending       | No. interlocutory decrees | No. final decrees | No. removed from other courts | No. removed to other courts |       |                 |
| John H. Ingram----- | P. P. Winston----- | Richmond, 1910 ----- | 406            | 212          | 238         | -----                         | 1                           | -----         | 196               | 374                       | 307               | 115                           | -----                       | ----- | 278             |
| John H. Ingram----- | P. P. Winston----- | Richmond, 1911 ----- | 302            | 109          | 251         | -----                         | -----                       | -----         | 205               | 431                       | 259               | 148                           | -----                       | ----- | 285             |
| Total               |                    |                      |                |              |             |                               |                             |               |                   |                           |                   |                               |                             |       |                 |

LAW AND CHANCERY COURT.

|                  |                |               |     |     |     |   |   |  |     |     |     |     |   |  |     |
|------------------|----------------|---------------|-----|-----|-----|---|---|--|-----|-----|-----|-----|---|--|-----|
| W. B. Martin     | James V. Trehy | Norfolk, 1910 | 457 | 114 | 455 | 2 |   |  | 134 | 322 | 378 | 120 | 2 |  | 247 |
| W. B. Martin     | James V. Trehy | Norfolk, 1911 | 403 | 116 | 333 |   | 2 |  | 178 | 254 | 372 | 226 | 1 |  | 253 |
| Edward Robertson |                | Roanoke, 1910 |     |     |     |   |   |  |     |     |     |     |   |  |     |
| Edward Robertson | S. S. Brooke   | Roanoke, 1911 | 161 | 40  | 171 | 5 |   |  | 114 | 79  | 114 | 44  |   |  | 206 |



CORPORATION COURTS.

| JUDGES              | CLERKS             | CITIES           | ACTIONS AT LAW |             |             | SUITS IN EQUITY               |                             |               | PROSECUTIONS |             |                     | DAYS OF SESSION                 |                               |           |             |                               |       |   |     |     |    |    |     |
|---------------------|--------------------|------------------|----------------|-------------|-------------|-------------------------------|-----------------------------|---------------|--------------|-------------|---------------------|---------------------------------|-------------------------------|-----------|-------------|-------------------------------|-------|---|-----|-----|----|----|-----|
|                     |                    |                  | No. commenced  | No. pending | No. decided | No. removed from other courts | No. removed to other courts | No. commenced | No. pending  | No. decided | No. nolle prosequis | Changes of venue from the court | Changes of venue to the court | Fall term | Spring term | Intermediate or special terms | Total |   |     |     |    |    |     |
| 1910.               |                    |                  |                |             |             |                               |                             |               |              |             |                     |                                 |                               |           |             |                               |       |   |     |     |    |    |     |
| J. M. Mullen        | Ro. Gilliam        | Petersburg       | 56             | 18          | 72          |                               |                             | 63            | 287          | 153         | 37                  | 4                               | 112                           | 13        | 92          | 22                            |       |   |     | 11  | 13 | 29 | 175 |
| G. Burnley Sinclair | G. F. Compton      | Charlottesville  | 29             | 4           | 32          |                               |                             | 20            | 96           | 45          | 21                  |                                 | 18                            | 23        | 14          | 1                             |       |   |     |     |    |    | 53  |
| John T. Goodrick    | A. B. Yates        | Fredericksburg   | 51             | 25          | 32          | 1                             |                             | 24            | 13           | 81          | 25                  |                                 | 13                            | 2         | 2           | 7                             |       | 2 |     |     |    |    | 161 |
| Louis C. Barley     | Novell S. Greenway | Alexandria       | 31             | 30          | 38          |                               |                             | 40            | 67           | 146         | 35                  | 1                               | 37                            | 1         | 30          | 6                             |       |   | 112 | 162 |    |    | 274 |
| A. M. Atken         | Jno. R. Cooke      | Danville         | 52             | 32          | 102         | 28                            |                             | 61            | 76           | 74          | 44                  |                                 | 108                           | 11        | 68          | 83                            |       |   |     |     |    |    | 189 |
| Joseph L. Kelley    | Jno. H. Gose       | Bristol          | 51             | 19          | 49          |                               |                             | 37            | 65           | 29          | 11                  | 1                               | 38                            | 5         | 41          | 1                             |       |   |     |     |    |    | 199 |
| Wm. M. Atkinson     | Richard L. Gray    | Winchester       | 9              | 5           | 4           |                               |                             | 17            | 10           | 26          | 15                  | 1                               | 8                             |           | 5           | 3                             |       |   |     |     |    |    | 75  |
| Kenneth A. Bain     | E. Thompson        | Portsmouth       | 109            | 60          | 148         | 36                            |                             | 49            | 119          | 112         | 29                  |                                 | 101                           | 57        | 103         | 8                             |       |   |     |     |    |    | 212 |
| W. P. Houston       | A. M. Rueker       | Buena Vista      | 11             | 4           | 11          |                               |                             | 5             | 7            |             | 5                   |                                 | 8                             | 11        |             |                               |       |   | 7   | 7   |    |    | 14  |
| George E. Cassell   | J. A. Painter      | Radford          | 18             | 4           | 18          | 3                             |                             | 13            | 18           | 22          | 11                  | 3                               | 18                            | 1         | 4           | 12                            |       |   |     |     |    |    | 220 |
| Henry W. Holt       | Newton Argenbright | Staunton         | 74             | 14          | 60          |                               |                             | 29            | 70           | 100         | 21                  | 1                               | 34                            | 32        | 18          | 1                             | 1     |   |     |     |    |    | 126 |
| T. J. Barham        | D. G. Smith        | Newport News     | 119            | 58          | 105         |                               |                             | 45            | 79           | 111         | 49                  |                                 | 123                           | 87        | 109         | 10                            |       |   |     |     |    |    | 203 |
| Samuel B. Witt      | Walter Christian   | Richmond         | 131            | 54          | 77          |                               |                             |               |              |             |                     |                                 | 109                           | 87        | 315         | 148                           |       |   |     |     |    |    | 282 |
| Frank P. Christian  | Thos. D. Davis     | Lynchburg        | 105            | 46          | 105         |                               |                             | 47            | 254          | 121         | 57                  | 1                               | 64                            | 15        | 48          | 10                            |       |   |     |     |    |    | 130 |
| Allen R. Hanckel    | James V. Trehy     | Norfolk          | 66             | 111         | 171         | 112                           |                             |               |              |             |                     |                                 | 594                           | 30        | 589         | 9                             |       |   |     |     |    |    | 287 |
| Ernest H. Wells     | W. E. DuVal        | Richmond, Part 2 | 42             | 30          | 35          |                               | 1                           | 38            | 155          | 91          | 17                  | 1                               | 40                            | 11        | 31          | 10                            |       |   |     |     |    |    | 172 |

CORPORATION COURTS—CONTINUED.

| JUDGES              | CLERKS             | CITIES           | ACTIONS AT LAW |             |             | SUITS IN EQUITY               |                             |               |             | PROSECUTIONS |                     |                                 |                               | DAYS OF SESSION |             |                               |     |     |     |     |     |     |     |
|---------------------|--------------------|------------------|----------------|-------------|-------------|-------------------------------|-----------------------------|---------------|-------------|--------------|---------------------|---------------------------------|-------------------------------|-----------------|-------------|-------------------------------|-----|-----|-----|-----|-----|-----|-----|
|                     |                    |                  | No. commenced  | No. pending | No. decided | No. removed from other courts | No. removed to other courts | No. commenced | No. pending | No. decided  | No. nolle prosequis | Changes of venue from the court | Changes of venue to the court | Fall term       | Spring term | Intermediate or special terms |     |     |     |     |     |     |     |
| 1911.               |                    |                  |                |             |             |                               |                             |               |             |              |                     |                                 |                               |                 |             | Total                         |     |     |     |     |     |     |     |
| G. Burnley Sinclair | G. F. Compton      | Charlottesville  | 28             | 21          | 23          | ---                           | 2                           | 16            | 106         | 41           | 6                   | 2                               | 1                             | 28              | 21          | 23                            | 1   | --- | --- | 13  | 19  | 82  | 64  |
| John T. Goolrick    | A. B. Yates        | Fredericksburg   | 28             | 10          | 44          | ---                           | ---                         | 20            | 16          | 117          | 9                   | 4                               | ---                           | 14              | 6           | 6                             | 4   | --- | --- | --- | --- | --- | 166 |
| Louis C. Barley     | Nevell S. Greenway | Alexandria       | 30             | 18          | 39          | 1                             | 1                           | 59            | 53          | 205          | 67                  | ---                             | ---                           | 57              | 29          | 28                            | 2   | --- | --- | 161 | 90  | --- | 251 |
| A. M. Aiken         | Jno. R. Cook       | Danville         | 4              | ---         | 3           | 1                             | ---                         | 10            | 3           | 13           | 8                   | 1                               | 1                             | 12              | ---         | 8                             | 5   | 1   | --- | --- | --- | --- | 77  |
| Wm. M. Atkinson     | Richard L. Gray    | Winchester       | 82             | 80          | 116         | 35                            | ---                         | 52            | 125         | 136          | 44                  | ---                             | ---                           | 80              | 11          | 92                            | 30  | --- | --- | --- | --- | --- | 217 |
| Kenneth A. Bain     | F. Thompson        | Portsmouth       | 3              | 2           | 4           | ---                           | ---                         | 3             | 2           | 3            | ---                 | ---                             | ---                           | 16              | 10          | 6                             | --- | --- | --- | 7   | 9   | --- | 16  |
| W. P. Houston       | A. M. Rucker       | Buena Vista      | 14             | 2           | 17          | 1                             | ---                         | 16            | 22          | 28           | 15                  | 1                               | ---                           | 1               | ---         | 1                             | --- | --- | --- | --- | --- | --- | 220 |
| George E. Casell    | J. A. Painter      | Radford          | 38             | 25          | 43          | ---                           | ---                         | 29            | 66          | 89           | 23                  | ---                             | ---                           | 80              | 10          | 90                            | 15  | --- | --- | --- | --- | --- | 131 |
| Henry W. Holt       | Newton Argenbright | Staunton         | 113            | 57          | 99          | ---                           | ---                         | 44            | 59          | 89           | 57                  | ---                             | ---                           | 94              | 24          | 72                            | 29  | --- | --- | --- | --- | --- | 243 |
| T. J. Barham        | D. G. Smith        | Newport News     | 455            | 326         | 109         | 1                             | ---                         | 60            | 267         | 108          | 67                  | ---                             | ---                           | 166             | 157         | 481                           | 133 | 2   | --- | --- | --- | --- | 393 |
| Samuel B. Witt      | Walter Christian   | Richmond         | 101            | 54          | 151         | ---                           | 1                           | ---           | ---         | ---          | ---                 | ---                             | ---                           | 69              | 22          | 56                            | 8   | --- | --- | --- | --- | --- | 132 |
| Frank P. Christian  | Thos. D. Davis     | Lynchburg        | 135            | 101         | 133         | ---                           | ---                         | ---           | ---         | ---          | ---                 | ---                             | ---                           | 537             | 25          | 516                           | 13  | --- | --- | --- | --- | --- | 282 |
| Allen R. Hancckel   | James V. Trehy     | Norfolk          | 44             | 32          | 19          | ---                           | ---                         | 41            | 166         | 153          | 29                  | ---                             | ---                           | 34              | 11          | 28                            | 1   | --- | --- | 20  | 30  | 20  | --- |
| Ernest H. Wells     | W. E. DuVal        | Richmond, Part 2 | 46             | 33          | 52          | ---                           | ---                         | 43            | 59          | 47           | 48                  | ---                             | ---                           | 74              | 11          | 63                            | 2   | --- | --- | --- | --- | --- | 256 |
| Joseph L. Kelley    | Jno. H. Gose       | Bristol          | 72             | 28          | 57          | ---                           | ---                         | 40            | 285         | 165          | 30                  | 1                               | ---                           | 156             | 37          | 83                            | 47  | --- | --- | --- | --- | --- | 169 |
| J. M. Mullen        | Ro. Gilliam        | Petersburg       | 57             | 45          | 105         | 25                            | ---                         | 71            | 58          | 58           | 60                  | ---                             | ---                           | 119             | 18          | 129                           | 17  | --- | --- | --- | --- | --- | 116 |
| A. M. Aiken         | Jno. R. Cook       | Danville         | 100            | 40          | 210         | ---                           | ---                         | 55            | 171         | 141          | 48                  | ---                             | ---                           | 225             | 64          | 171                           | 28  | --- | --- | --- | --- | --- | 269 |
| Waller B. Staples   | G. S. Brooke       | Roanoke          | ---            | ---         | ---         | ---                           | 4                           | ---           | ---         | ---          | ---                 | ---                             | ---                           | ---             | ---         | ---                           | --- | --- | --- | --- | --- | --- | --- |

CIRCUIT COURTS.

| Circuit | JUDGES          | CLERKS   | COUNTIES<br>AND<br>CITIES                            | ACTIONS AT LAW  |                |                 |                               |                             |                 | SUITS IN EQUITY  |                           |                   |                               |                             |               | PROSECUTIONS |             |                     |                                 |                               |           | DAYS OF<br>SESSION |                               |                 |
|---------|-----------------|--|--|-----------------|----------------|-----------------|-------------------------------|-----------------------------|-----------------|------------------|---------------------------|-------------------|-------------------------------|-----------------------------|---------------|--------------|-------------|---------------------|---------------------------------|-------------------------------|-----------|--------------------|-------------------------------|-----------------|
|         |                 |  |  | No. commenced   | No. pending    | No. decided     | No. removed from other courts | No. removed to other courts | No. commenced   | No. pending      | No. interlocutory decrees | No. final decrees | No. removed from other courts | No. removed to other courts | No. commenced | No. pending  | No. decided | No. nolle prosequis | Changes of venue from the court | Changes of venue to the court | Fall term | Spring term        | Intermediate or special terms | Total           |
| 1       | Jos. T. Lawless | Alvah H. Martin                                  | 1910.<br>Norfolk                                     | 152             | 88             | 120             |                               |                             | 81              | 136              | 137                       | 41                |                               | 4                           | 158           | 18           | 149         | 12                  |                                 |                               |           |                    | 185                           | 185             |
| 1       | Jos. T. Lawless | Alvah H. Martin                                  | 1911.<br>Norfolk                                     | 139             | 80             | 118             |                               |                             | 85              | 150              | 175                       | 66                |                               |                             | 181           | 19           | 114         | 11                  |                                 |                               |           |                    |                               | 170             |
|         |                 |  | Total reported                                       | 291             | 168            | 238             |                               |                             | 166             | 286              | 312                       | 107               |                               | 4                           | 339           | 37           | 263         | 23                  |                                 |                               |           |                    | 185                           | 355             |
| 2       | J. L. McLemore  | R. R. Smith<br>H. B. McLemore<br>Lawrence Waring | 1910.<br>Nansemond<br>Southampton<br>City of Norfolk | 84<br>40<br>70  | 27<br>12<br>64 | 53<br>64<br>76  | 1<br>14                       |                             | 31<br>22<br>69  | 80<br>110<br>118 | 54<br>90<br>62            | 40<br>15<br>45    |                               | 1<br>2<br>1                 | 1<br>26<br>31 | 2<br>24      | 27          | 5                   |                                 |                               | 19<br>15  | 22<br>12           |                               | 41<br>32<br>74  |
|         |                 |  | Total reported 1910                                  | 194             | 103            | 193             | 15                            |                             | 122             | 308              | 306                       | 100               | 2                             | 1                           | 57            | 2            | 51          | 7                   |                                 |                               | 34        | 34                 | 5                             | 147             |
| 2       | J. L. McLemore  | R. R. Smith<br>H. B. McLemore<br>Lawrence Waring | 1911.<br>Nansemond<br>Southampton<br>City of Norfolk | 65<br>75<br>159 | 11<br>19<br>68 | 81<br>82<br>132 | 1<br>14                       |                             | 29<br>29<br>107 | 90<br>124<br>92  | 62<br>96<br>133           | 16<br>15<br>95    |                               |                             | 25<br>18      | 3            | 12<br>15    | 12<br>3             |                                 |                               | 18<br>33  | 18<br>31           | 25<br>4                       | 61<br>68<br>102 |
|         |                 |  | Total reported 1911                                  | 299             | 98             | 296             | 15                            | 1                           | 165             | 306              | 291                       | 126               |                               | 2                           | 43            | 3            | 27          | 15                  |                                 |                               | 51        | 49                 | 29                            | 231             |

CIRCUIT COURTS—CONTINUED.

| Circuit | JUDGES     | CLERKS  | COUNTIES AND CITIES | ACTIONS AT LAW |             |             |                               |                             |               | SUITS IN EQUITY |                           |                   |                               |                             |               | PROSECUTIONS |             |                     |                                 |                               |           | DAYS OF SESSION |                               |       |
|---------|------------|---|---------------------|----------------|-------------|-------------|-------------------------------|-----------------------------|---------------|-----------------|---------------------------|-------------------|-------------------------------|-----------------------------|---------------|--------------|-------------|---------------------|---------------------------------|-------------------------------|-----------|-----------------|-------------------------------|-------|
|         |            |   |                     | No. commenced  | No. pending | No. decided | No. removed from other courts | No. removed to other courts | No. commenced | No. pending     | No. interlocutory decrees | No. final decrees | No. removed from other courts | No. removed to other courts | No. commenced | No. pending  | No. decided | No. nolle prosequis | Changes of venue from the court | Changes of venue to the court | Fall term | Spring term     | Intermediate or special terms | Total |
| 3       | J. F. West | W. D. Temple<br>A. S. Edwards<br>R. D. Norris<br>E. P. Turner<br>W. T. Sledge | 1910.               | Prince George  | 16          | 16          | 16                            | ---                         | 13            | 85              | 31                        | 5                 | ---                           | ---                         | 8             | 3            | 7           | 1                   | ---                             | ---                           | 3         | 7               | ---                           | 10    |
|         |            |   | Surry               | 25             | 14          | 22          | ---                           | ---                         | 17            | 80              | 53                        | 15                | ---                           | ---                         | 24            | 10           | 30          | 2                   | ---                             | ---                           | ---       | ---             | ---                           | 17    |
|         |            |   | Sussex              | 32             | 13          | 19          | ---                           | ---                         | 37            | 129             | 105                       | 7                 | ---                           | ---                         | 16            | 3            | 13          | ---                 | ---                             | ---                           | 5         | 6               | 1                             | 6     |
|         |            |   | Greensville         | 36             | 28          | 30          | ---                           | ---                         | 39            | 136             | 170                       | 25                | ---                           | 1                           | 27            | 3            | 31          | ---                 | ---                             | ---                           | 5         | 6               | 5                             | 16    |
|         |            |   | Brunswick           | 37             | 21          | 16          | ---                           | ---                         | 28            | 19              | 21                        | 11                | 1                             | ---                         | 36            | 7            | 27          | 2                   | ---                             | ---                           | 11        | 8               | 5                             | 24    |
|         |            |   | Total reported 1910 | 146            | 76          | 103         | ---                           | ---                         | 134           | 449             | 340                       | 63                | 1                             | 1                           | 110           | 26           | 98          | 5                   | ---                             | ---                           | 24        | 21              | 11                            | 83    |
| 3       | J. P. West | W. D. Temple<br>A. S. Edwards<br>R. D. Norris<br>E. P. Turner<br>W. T. Sledge | 1911.               | Prince George  | 5           | 1           | 4                             | ---                         | 12            | 83              | 34                        | 12                | ---                           | ---                         | 9             | 6            | 5           | 1                   | ---                             | ---                           | 4         | 6               | ---                           | 10    |
|         |            |   | Surry               | 11             | 7           | 18          | ---                           | ---                         | 18            | 84              | 70                        | 14                | ---                           | ---                         | 18            | 11           | 16          | 1                   | ---                             | ---                           | ---       | ---             | ---                           | 13    |
|         |            |   | Sussex              | 19             | 12          | 20          | ---                           | ---                         | 34            | 133             | 126                       | 15                | ---                           | ---                         | 21            | 5            | 14          | 6                   | ---                             | ---                           | ---       | ---             | ---                           | 18    |
|         |            |   | Greensville         | 29             | 15          | 27          | ---                           | ---                         | 35            | 140             | 85                        | 22                | ---                           | ---                         | 18            | 2            | 14          | 2                   | ---                             | ---                           | 5         | 8               | 2                             | 15    |
|         |            |   | Brunswick           | 71             | 73          | 55          | 1                             | ---                         | 42            | 228             | 176                       | 32                | 1                             | 3                           | 103           | 47           | 73          | 9                   | ---                             | ---                           | 11        | 24              | 9                             | 44    |
|         |            |   | Total reported 1911 | 135            | 108         | 124         | ---                           | ---                         | 141           | 468             | 491                       | 95                | 1                             | 3                           | 169           | 71           | 122         | 18                  | ---                             | ---                           | 20        | 38              | 11                            | 100   |



|   |                   |  |                                 |                               |                                 |  |                                  |                                       |                                   |                                  |  |                               |                               |                                 |  |                               |                                 |                                   |     |
|---|-------------------|--|---------------------------------|-------------------------------|---------------------------------|--|----------------------------------|---------------------------------------|-----------------------------------|----------------------------------|--|-------------------------------|-------------------------------|---------------------------------|--|-------------------------------|---------------------------------|-----------------------------------|-----|
| 4 | W. A. Watson---   | S. L. Farrar---<br>Philip V. Cogbill---<br>A. M. Orgain---<br>F. S. Deane---<br>Ro. Gilliam---                             | 15<br>35<br>18<br>54<br>12      | 7<br>29<br>13<br>30<br>2      | 23<br>30<br>17<br>38<br>12      | ---<br>---<br>---<br>---<br>---        | 21<br>32<br>8<br>25<br>1         | 117<br>350<br>92<br>350<br>25         | 29<br>96<br>24<br>40<br>4         | ---<br>---<br>---<br>---<br>---  | 6<br>25<br>11<br>15<br>---             | 7<br>2<br>8<br>4<br>---       | 6<br>23<br>10<br>11<br>---    | ---<br>---<br>---<br>---<br>--- | 50<br>---<br>14<br>1<br>---            | ---<br>---<br>10<br>1<br>---  | ---<br>---<br>20<br>20<br>1     | 18<br>50<br>19<br>44<br>3         |     |
|   |                   | 1910.<br>Amelia<br>Chesterfield<br>Dinwiddie<br>Nottoway<br>City of Petersburg<br>Total reported 1910.                     | 134                             | 81                            | 120                             | ---                                    | 57                               | 934                                   | 164                               | 67                               | ---                                    | 57                            | 16                            | 50                              | 3                                      | 65                            | 11                              | 21                                | 134 |
| 4 | W. A. Watson---   | S. L. Farrar---<br>Philip V. Cogbill---<br>A. M. Orgain---<br>F. S. Deane---<br>Ro. Gilliam---                             | 15<br>39<br>44<br>56<br>17      | 8<br>37<br>15<br>10<br>---    | 22<br>28<br>41<br>46<br>19      | ---<br>---<br>---<br>---<br>---        | 21<br>48<br>15<br>28<br>1        | 113<br>350<br>99<br>332<br>26         | 34<br>86<br>29<br>40<br>---       | ---<br>---<br>---<br>---<br>---  | 9<br>47<br>11<br>9<br>---              | 5<br>21<br>8<br>3<br>---      | 5<br>26<br>7<br>6<br>---      | ---<br>---<br>---<br>---<br>--- | 20<br>---<br>---<br>22<br>2            | ---<br>---<br>---<br>24<br>3  | ---<br>---<br>---<br>1<br>---   | 20<br>54<br>23<br>46<br>6         |     |
|   |                   | 1911.<br>Amelia<br>Chesterfield<br>Dinwiddie<br>Nottoway<br>City of Petersburg<br>Total reported 1911.                     | 171                             | 70                            | 156                             | ---                                    | 113                              | 920                                   | 163                               | 65                               | ---                                    | 76                            | 32                            | 44                              | 4                                      | 44                            | 27                              | 1                                 | 149 |
| 5 | Geo. J. Hundley-- | J. R. Horseley---<br>W. J. Hubard---<br>J. C. Carrington---<br>C. R. Sanderson---<br>Horace Adams---<br>Jas. A. Tillman--- | 2<br>41<br>68<br>12<br>62<br>14 | 7<br>32<br>9<br>1<br>18<br>12 | 8<br>30<br>69<br>11<br>44<br>17 | ---<br>---<br>---<br>---<br>---<br>--- | 13<br>28<br>24<br>24<br>41<br>13 | 62<br>332<br>128<br>102<br>150<br>190 | 47<br>79<br>14<br>23<br>65<br>111 | 19<br>15<br>14<br>23<br>15<br>92 | ---<br>---<br>---<br>---<br>---<br>--- | 6<br>11<br>19<br>6<br>35<br>7 | 2<br>11<br>8<br>3<br>14<br>1  | 3<br>7<br>13<br>3<br>12<br>7    | ---<br>---<br>---<br>---<br>---<br>--- | 10<br>5<br>24<br>5<br>11<br>3 | 3<br>25<br>26<br>5<br>10<br>6   | 13<br>39<br>50<br>10<br>22<br>9   |     |
|   |                   | 1910.<br>Appomattox<br>Buckingham<br>Charlotte<br>Cumberland<br>Prince Edward<br>Powhatan<br>Total reported 1910.          | 199                             | 79                            | 170                             | ---                                    | 1                                | 143                                   | 964                               | 419                              | 178                                    | ---                           | 84                            | 39                              | 61                                     | 36                            | 58                              | 75                                | 143 |
| 5 | Geo. J. Hundley-- | J. R. Horseley---<br>W. J. Hubard---<br>J. C. Carrington---<br>C. R. Sanderson---<br>Horace Adams---<br>Jas. A. Tillman--- | 6<br>27<br>19<br>13<br>62<br>35 | 7<br>16<br>11<br>1<br>34<br>6 | 9<br>18<br>41<br>12<br>68<br>29 | ---<br>---<br>---<br>---<br>---<br>--- | 19<br>54<br>33<br>36<br>50<br>11 | 66<br>317<br>129<br>17<br>134<br>8    | 1<br>117<br>95<br>40<br>77<br>104 | 9<br>17<br>51<br>19<br>56<br>5   | ---<br>---<br>---<br>---<br>---<br>--- | 6<br>13<br>21<br>8<br>27<br>8 | 3<br>11<br>11<br>7<br>21<br>1 | 4<br>4<br>13<br>7<br>17<br>4    | ---<br>---<br>---<br>---<br>---<br>--- | 4<br>4<br>7<br>---<br>16<br>3 | 1<br>10<br>12<br>---<br>11<br>8 | 11<br>16<br>19<br>---<br>27<br>11 |     |
|   |                   | 1911.<br>Appomattox<br>Buckingham<br>Charlotte<br>Cumberland<br>Prince Edward<br>Powhatan<br>Total reported 1911.          | 162                             | 75                            | 177                             | 3                                      | 203                              | 671                                   | 434                               | 157                              | ---                                    | 2                             | 54                            | 49                              | 31                                     | 1                             | 34                              | 42                                | 84  |
| 6 | W. R. Barksdale-- | John L. Yates---<br>H. F. Hutcheson---<br>Gran Craddock---<br>Thos. D. Davis---  | 26<br>114<br>126<br>15          | 15<br>27<br>41<br>14          | 31<br>138<br>95<br>25           | ---<br>---<br>---<br>---               | 1<br>3<br>---<br>---             | 21<br>77<br>68<br>40                  | 64<br>216<br>225<br>33            | 50<br>64<br>187<br>14            | 47<br>64<br>101<br>42                  | 14<br>47<br>34<br>---         | 5<br>19<br>3<br>---           | 14<br>34<br>29<br>---           | 4<br>6<br>2<br>---                     | 9<br>53<br>25<br>---          | 4<br>8<br>26<br>---             | 13<br>61<br>71<br>13              |     |
|   |                   | 1910.<br>Lunenburg<br>Mecklenburg<br>Halifax<br>Campbell<br>City of Lynchburg<br>Total reported 1910.                      | 281                             | 97                            | 289                             | 8                                      | 3                                | 206                                   | 538                               | 251                              | 254                                    | ---                           | 1                             | 95                              | 27                                     | 77                            | 87                              | 30                                | 156 |

CIRCUIT COURTS—CONTINUED.

| Circuit | JUDGES           | CLERKS  | COUNTIES AND CITIES  | ACTIONS AT LAW |             |             |                               |                             |               | SUITS IN EQUITY |                           |                   |                               |                             |               | PROSECUTIONS |             |                    |                                 |                               |           | DAYS OF SESSION |                               |       |    |    |
|---------|------------------|---|--|----------------|-------------|-------------|-------------------------------|-----------------------------|---------------|-----------------|---------------------------|-------------------|-------------------------------|-----------------------------|---------------|--------------|-------------|--------------------|---------------------------------|-------------------------------|-----------|-----------------|-------------------------------|-------|----|----|
|         |                  |   |  | No. commenced  | No. pending | No. decided | No. removed from other courts | No. removed to other courts | No. commenced | No. pending     | No. interlocutory decrees | No. final decrees | No. removed from other courts | No. removed to other courts | No. commenced | No. pending  | No. decided | No. nolle prosequi | Changes of venue from the court | Changes of venue to the court | Fall term | Spring term     | Intermediate or special terms | Total |    |    |
| 6       | W. R. Barksdale. | John L. Yates.<br>H. F. Hutcheson<br>Gran Craddock<br>S. C. Goggin<br>Thos. D. Davis. | 1911.<br>Lunenburg<br>Mecklenburg<br>Halifax<br>Campbell<br>City of Lynchburg. | 48             | 19          | 44          | 8                             | 1                           | 34            | 73              | 56                        | 37                |                               |                             |               |              |             |                    |                                 |                               | 7         | 9               |                               | 16    |    |    |
|         |                  |   |  | 67             | 19          | 72          |                               |                             | 70            | 225             |                           | 66                |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       | 88 |    |
|         |                  |   |  | 163            | 24          | 139         |                               |                             | 76            | 176             | 364                       | 101               |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       | 52 |    |
|         |                  |   |  | 81             | 45          | 59          |                               | 4                           | 48            | 163             | 108                       | 30                |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       | 23 |    |
|         |                  |   |  | 36             | 19          | 33          |                               | 2                           | 53            | 51              | 15                        | 39                |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       |    |    |
|         |                  |   | Total reported 1911.   | 305            | 126         | 347         | 8                             | 7                           | 281           | 688             | 543                       | 273               |                               |                             |               |              |             |                    |                                 |                               | 7         | 9               |                               | 129   |    |    |
| 7       | F. J. Harvey.    | S. S. Hurt.<br>T. C. Matthews.<br>John R. Cook.                                       | 1910.<br>Pittsylvania<br>Henry<br>Patrick<br>City of Danville.                 | 126            | 33          | 119         |                               |                             | 107           | 228             | 141                       | 125               |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               | 53    |    |    |
|         |                  |   |  | 31             | 9           | 28          |                               |                             | 26            | 67              | 54                        | 26                |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       | 23 |    |
|         |                  |   |  |                |             |             |                               |                             |               |                 |                           |                   |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       |    |    |
|         |                  |   |  |                |             |             |                               |                             |               |                 |                           |                   |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       |    |    |
|         |                  |   |  |                |             |             |                               |                             |               |                 |                           |                   |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       |    | 1  |
|         |                  |   | Total reported 1910.   | 157            | 42          | 247         |                               |                             | 133           | 295             | 195                       | 151               |                               |                             |               |              |             |                    |                                 |                               | 32        | 44              |                               | 76    |    |    |
| 7       | F. J. Harvey.    | S. S. Hurt.<br>F. C. Matthews.<br>J. S. Taylor.<br>John R. Cook.                      | 1911.<br>Pittsylvania<br>Henry<br>Patrick<br>City of Danville.                 | 100            | 18          | 114         |                               |                             | 143           | 231             | 160                       | 127               |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               | 32    |    |    |
|         |                  |   |  | 41             | 1           | 40          |                               |                             | 37            | 60              | 84                        | 42                |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       | 33 |    |
|         |                  |   |  | 6              | 2           | 7           |                               |                             | 37            | 77              |                           | 30                |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       | 44 |    |
|         |                  |   |  |                |             |             |                               |                             | 2             | 1               | 2                         | 1                 |                               |                             |               |              |             |                    |                                 |                               |           |                 |                               |       |    |    |
|         |                  |   |  |                |             |             | Total reported 1911.          | 147                         | 21            | 161             |                           |                   | 219                           | 360                         | 246           | 200          |             |                    |                                 |                               |           |                 |                               |       | 40 | 27 |

|    |                   |   |  |                   |                   |                   |                         |                         |                   |                     |                     |                     |                         |                   |                  |                      |                      |                      |                      |                     |                      |
|----|-------------------|---|--|-------------------|-------------------|-------------------|-------------------------|-------------------------|-------------------|---------------------|---------------------|---------------------|-------------------------|-------------------|------------------|----------------------|----------------------|----------------------|----------------------|---------------------|----------------------|
| 8  | John M. White---  | W. L. Maupin---<br>G. H. Taylor---<br>Z. K. Page ----     | 1910.<br>Albemarle -----<br>Madison -----<br>Greene -----<br>Total reported 1910.                  | 76<br>5<br>6      | 27<br>1<br>12     | 95<br>4<br>3      | 10<br>-----<br>-----    | 67<br>23<br>16          | 811<br>16<br>38   | 265<br>73<br>15     | 49<br>7<br>44       | 1<br>-----<br>----- | 20<br>11<br>15          | 15<br>-----<br>14 | 24<br>9<br>2     | 15<br>-----<br>----- | 9<br>-----<br>-----  | 20<br>6<br>4         | 19<br>7<br>4         | 23<br>2<br>-----    | 02<br>15<br>8        |
| 8  | John M. White---  | W. L. Maupin---<br>G. H. Taylor---<br>E. D. Davis-----    | 1911.<br>Albemarle -----<br>Madison -----<br>Greene -----<br>Total reported 1911.                  | 67<br>11<br>6     | 49<br>2<br>7      | 63<br>9<br>3      | 19<br>-----<br>-----    | 2<br>-----<br>-----     | 64<br>21<br>27    | 833<br>10<br>44     | 265<br>30<br>36     | 43<br>11<br>8       | 2<br>-----<br>-----     | 89<br>8<br>9      | 32<br>2<br>7     | 38<br>2<br>7         | 35<br>-----<br>----- | 18<br>3<br>-----     | 15<br>4<br>-----     | 37<br>-----<br>14   | 70<br>7<br>14        |
| 9  | G. S. Shackelford | W. F. Coons---<br>M. T. Monteiro---<br>Jesse J. Porter--- | 1910.<br>Culpeper -----<br>Goochland -----<br>Orange -----<br>Louisa -----<br>Total reported 1910. | 52<br>-----<br>16 | 40<br>-----<br>16 | 36<br>-----<br>19 | -----<br>-----<br>----- | -----<br>-----<br>----- | 40<br>-----<br>36 | 213<br>-----<br>210 | 125<br>-----<br>159 | 27<br>-----<br>42   | -----<br>-----<br>----- | 10<br>-----<br>47 | 18<br>-----<br>8 | 10<br>-----<br>7     | 1<br>-----<br>45     | 19<br>-----<br>----- | 11<br>-----<br>----- | 4<br>-----<br>----- | 34<br>-----<br>----- |
| 9  | G. S. Shackelford | W. F. Coons---<br>M. T. Monteiro---<br>Jesse J. Porter--- | 1911.<br>Culpeper -----<br>Goochland -----<br>Orange -----<br>Louisa -----<br>Total reported 1911. | 57<br>20<br>22    | 33<br>4<br>34     | 54<br>20<br>29    | -----<br>-----<br>----- | -----<br>-----<br>----- | 47<br>10<br>24    | 224<br>202<br>216   | 125<br>20<br>76     | 26<br>12<br>11      | 1<br>-----<br>-----     | 30<br>2<br>6      | 18<br>1<br>7     | 24<br>-----<br>2     | 1<br>-----<br>-----  | 16<br>5<br>-----     | 9<br>6<br>-----      | 8<br>-----<br>----- | 33<br>11<br>6        |
| 10 | R. Carter Scott-- | S. P. Waddill---<br>E. M. Rowelle---                      | 1910.<br>Henrico -----<br>City of Richmond--<br>Total reported 1910.                               | 59<br>123         | 83<br>68          | 76<br>106         | -----<br>-----          | -----<br>1              | 59<br>3           | 325<br>53           | 171<br>12           | 135<br>2            | -----<br>-----          | 90<br>81          | 19<br>6          | 76<br>77             | 7<br>2               | 54<br>53             | 49<br>48             | 71<br>57            | 174<br>158           |
| 10 | R. Carter Scott-- | S. P. Waddill---<br>E. M. Rowelle---                      | 1911.<br>Henrico -----<br>City of Richmond--<br>Total reported 1911.                               | 121<br>238        | 92<br>107         | 123<br>174        | -----<br>-----          | -----<br>-----          | 77<br>6           | 370<br>46           | 227<br>16           | 32<br>10            | -----<br>-----          | 67<br>1           | 13<br>4          | 54<br>51             | 18<br>1              | 60<br>48             | 64<br>131            | 82<br>1             | 206<br>180           |
| 11 | C. W. Robinson--  | D. G. Smith-----  | 1910.<br>Elizabeth City-----<br>City of Newport N--<br>Total reported 1910.                        | -----<br>15       | -----<br>7        | -----<br>15       | -----<br>-----          | -----<br>-----          | -----<br>7        | -----<br>16         | -----<br>11         | -----<br>9          | -----<br>-----          | -----<br>-----    | -----<br>-----   | -----<br>-----       | -----<br>-----       | -----<br>-----       | -----<br>-----       | -----<br>-----      | -----<br>31          |

CIRCUIT COURTS--CONTINUED.

|    | JUDGES           | CLERKS  | COUNTIES<br>AND<br>CITIES   | ACTIONS AT LAW |             |             |                               | SUITS IN EQUITY             |               |             |                           | PROSECUTIONS      |                               |                             |               | DAYS OF<br>SESSION |             |                    |                                 |                               |           |             |                               |       |     |
|----|------------------|---|---|----------------|-------------|-------------|-------------------------------|-----------------------------|---------------|-------------|---------------------------|-------------------|-------------------------------|-----------------------------|---------------|--------------------|-------------|--------------------|---------------------------------|-------------------------------|-----------|-------------|-------------------------------|-------|-----|
|    |                  |   |   | No. commenced  | No. pending | No. decided | No. removed from other courts | No. removed to other courts | No. commenced | No. pending | No. interlocutory decrees | No. final decrees | No. removed from other courts | No. removed to other courts | No. commenced | No. pending        | No. decided | No. nolle prosequi | Changes of venue from the court | Changes of venue to the court | Fall term | Spring term | Intermediate or special terms | Total |     |
|    |                  |   |   |                |             |             |                               |                             |               |             |                           |                   |                               |                             |               |                    |             |                    |                                 |                               |           |             |                               |       |     |
| 11 | C. W. Robinson.  | H. H. Holt.<br>D. G. Smith.   | 1911.<br>Elizabeth City.<br>City of Newport N.                            | 66             | 8           | 71          | 80                            | 93                          | 124           | 60          |                           |                   |                               |                             | 67            | 25                 | 69          | 4                  |                                 |                               | 37        | 53          |                               | 90    |     |
|    |                  |   | Total reported 1911.  | 77             | 14          | 82          | 90                            | 117                         | 129           | 66          |                           |                   |                               |                             | 67            | 25                 | 69          | 4                  |                                 |                               | 37        | 53          |                               | 122   |     |
| 12 | T. R. B. Wright. | J. B. Rains.<br>Wm. J. Cralle<br>Wm. Chilton<br>M. L. Hutt.<br>H. Southworth. | 1910.<br>Richmond<br>Northumberland<br>Lancaster<br>Westmoreland<br>Essex | 12             | 7           | 5           | 13                            | 38                          | 23            | 8           |                           |                   |                               |                             | 11            | 9                  | 3           | 2                  |                                 |                               |           |             |                               | 28    |     |
|    |                  |   | Total reported 1910.  | 83             | 35          | 65          | 78                            | 457                         | 156           | 48          |                           |                   |                               |                             | 1             | 59                 | 30          |                    |                                 |                               |           |             |                               |       |     |
| 12 | T. R. B. Wright. | J. B. Rains.<br>Wm. J. Cralle<br>Wm. Chilton<br>M. L. Hutt.<br>H. Southworth. | 1911.<br>Richmond<br>Northumberland<br>Lancaster<br>Westmoreland<br>Essex | 8              | 2           | 6           | 7                             | 32                          | 30            | 8           |                           |                   |                               |                             | 6             |                    | 6           | 6                  |                                 |                               |           |             |                               | 16    |     |
|    |                  |   | Total reported 1911.  | 46             | 38          | 58          | 84                            | 481                         | 217           | 64          |                           |                   |                               |                             |               | 30                 | 32          | 19                 |                                 |                               |           |             |                               |       | 117 |

(Trenton)



|    |             |   |    |    |    |    |     |   |    |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     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    |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     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Street | 43 | 17 | 41 | 33 | 137 | 4 | 30 | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | 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CIRCUIT COURTS—CONTINUED.

| Circuit | JUDGES            | CLERKS  | COUNTIES AND CITIES   | ACTIONS AT LAW            |                         |                           |                               |                             |                            | SUITS IN EQUITY              |                              |                            |                   |                               |                             | PROSECUTIONS            |                       |                       |                     |                                 |                               | DAYS OF SESSION         |              |                               |       |
|---------|-------------------|---|---|---------------------------|-------------------------|---------------------------|-------------------------------|-----------------------------|----------------------------|------------------------------|------------------------------|----------------------------|-------------------|-------------------------------|-----------------------------|-------------------------|-----------------------|-----------------------|---------------------|---------------------------------|-------------------------------|-------------------------|--------------|-------------------------------|-------|
|         |                   |   |   | No. commenced             | No. pending             | No. decided               | No. removed from other courts | No. removed to other courts | No. commenced              | No. pending                  | No. decided                  | No. interlocutory decrees  | No. final decrees | No. removed from other courts | No. removed to other courts | No. commenced           | No. pending           | No. decided           | No. nolle prosequis | Changes of venue from the court | Changes of venue to the court | Fall term               | Spring term  | Intermediate or special terms | Total |
| 15      | John E. Mason--   | F. C. S. Hunter--<br>C. A. Bryan--<br>T. A. Harris--<br>E. R. Coghill--<br>C. W. Taylor-- | 1911.<br>King George--<br>Stafford--<br>Spotsylvania--<br>Caroline--<br>Hanover-- | 9<br>20<br>11<br>36<br>28 | 23<br>4<br>5<br>4<br>17 | 19<br>16<br>8<br>96<br>21 | 6                             |                             | 24<br>17<br>38<br>45<br>23 | 38<br>33<br>91<br>107<br>103 | 31<br>5<br>129<br>123<br>107 | 15<br>18<br>30<br>35<br>16 |                   |                               | 11<br>2<br>6<br>10<br>10    | 16<br>4<br>2<br>2<br>20 | 7<br>2<br>6<br>9<br>7 | 5<br>1<br>1<br>1<br>2 |                     |                                 | 4<br>6<br>5<br>11<br>6        | 6<br>10<br>4<br>9<br>10 |              | 19<br>12<br>15<br>20<br>21    |       |
|         |                   |   | Total reported 1911.  | 104                       | 53                      | 100                       | 6                             |                             | 147                        | 372                          | 395                          | 114                        | 5                 | 1                             |                             | 39                      | 42                    | 31                    | 10                  |                                 |                               | 26                      | 28           | 21                            | 87    |
| 16      | J. B. T. Thornton | E. Nelson--<br>F. W. Richardson--<br>Geo. H. Rucker--<br>N. S. Greenway--                 | 1910.<br>Prince William--<br>Fairfax--<br>Alexandria--<br>City of Alexandria--    | 78<br>91<br>46<br>8       | 8<br>25<br>19<br>6      | 71<br>74<br>54<br>22      |                               |                             | 56<br>78<br>52<br>17       | 52<br>179<br>32<br>15        | 90<br>159<br>96<br>19        | 90<br>59<br>43<br>18       | 1                 | 2                             | 20<br>26<br>34              | 15<br>33<br>26          | 15<br>22<br>52        | 2<br>3<br>14          | 1                   |                                 | 17<br>19<br>11                | 27<br>23<br>16          |              | 60<br>44<br>43<br>27          |       |
|         |                   |   | Total reported 1910.  | 223                       | 58                      | 221                       | 1                             |                             | 203                        | 278                          | 364                          | 156                        | 1                 | 2                             |                             | 80                      | 73                    |                       | 19                  |                                 | 1                             | 47                      | 66           | 1                             | 174   |
| 16      | J. B. T. Thornton | John A. Nicol--<br>F. W. Richardson--<br>Geo. H. Rucker--<br>N. S. Greenway--             | 1911.<br>Prince William--<br>Fairfax--<br>Alexandria--<br>City of Alexandria--    | 58<br>81<br>72<br>18      | 20<br>17<br>20<br>8     | 57<br>83<br>74<br>17      |                               |                             | 48<br>61<br>64<br>19       | 63<br>163<br>55<br>11        | 95<br>147<br>13<br>38        | 44<br>80<br>57<br>17       | 2                 | 2                             | 12<br>40<br>51              | 12<br>44<br>12          | 19<br>30<br>30        | 5<br>4<br>25          |                     |                                 | 12<br>20<br>20<br>12          | 10<br>30<br>25<br>10    | 31<br>2<br>2 | 53<br>50<br>47<br>22          |       |
|         |                   |   | Total reported 1911.  | 220                       | 65                      | 231                       | 16                            | 6                           | 192                        | 292                          | 393                          | 198                        | 2                 | 2                             |                             | 103                     | 93                    | 79                    | 84                  |                                 |                               | 64                      | 75           | 33                            | 172   |

|    |                   |  |   |                              |                                  |  |  |                                 |                                   |                                 |                                  |  |                               |  |                                     |                                      |                               |  |                              |                              |   |  |   |
|----|-------------------|--|---|------------------------------|----------------------------------|--|--|---------------------------------|-----------------------------------|---------------------------------|----------------------------------|--|-------------------------------|--|-------------------------------------|--------------------------------------|-------------------------------|--|------------------------------|------------------------------|---|--|---|
| 17 | T. W. Harrison--  | 1910.<br>Frederick -----<br>Clarke -----<br>Warren -----<br>Shenandoah -----<br>Total reported 1910.                                       | 33<br>19<br>32<br>51<br>135             | 8<br>6<br>19<br>32<br>65     | 25<br>58<br>29<br>52<br>164      | -----<br>-----<br>-----<br>-----<br>-----          | -----<br>-----<br>-----<br>-----<br>-----          | 43<br>13<br>11<br>56<br>123     | 15<br>52<br>84<br>267<br>418      | -----<br>75<br>24<br>96<br>196  | 28<br>20<br>6<br>28<br>82        | -----<br>-----<br>-----<br>-----<br>-----          | 15<br>4<br>10<br>4<br>33      | -----<br>-----<br>-----<br>-----<br>-----          | -----<br>5<br>22<br>8<br>35         | 15<br>2<br>5<br>3<br>25              | 3<br>-----<br>1<br>-----<br>4 | -----<br>-----<br>-----<br>-----<br>-----          | 11<br>6<br>7<br>26<br>30     | 26<br>13<br>5<br>9<br>53     | 3<br>1<br>2<br>-----<br>6               | 40<br>20<br>14<br>35<br>109            |   |
| 17 | T. W. Harrison--  | 1911.<br>Frederick -----<br>Clarke -----<br>Warren -----<br>Shenandoah -----<br>Total reported 1911.                                       | 43<br>19<br>23<br>75<br>160             | 22<br>4<br>26<br>35<br>87    | 40<br>15<br>21<br>72<br>148      | -----<br>-----<br>-----<br>-----<br>-----          | -----<br>-----<br>-----<br>-----<br>-----          | 37<br>16<br>15<br>67<br>135     | 136<br>57<br>69<br>246<br>508     | 117<br>67<br>27<br>106<br>317   | 36<br>21<br>14<br>98<br>164      | -----<br>-----<br>-----<br>-----<br>-----          | 2<br>6<br>1<br>14<br>23       | -----<br>-----<br>-----<br>-----<br>-----          | 1<br>6<br>17<br>6<br>30             | 1<br>2<br>-----<br>12<br>19          | 2<br>-----<br>-----<br>4<br>6 | -----<br>-----<br>-----<br>-----<br>-----          | 12<br>16<br>5<br>16<br>48    | 18<br>9<br>3<br>15<br>45     | -----<br>-----<br>3<br>-----<br>3       | 30<br>-----<br>-----<br>-----<br>----- | -----<br>-----<br>-----<br>-----<br>----- |
| 18 | S. H. Letcher---- | 1910.<br>Rockbridge -----<br>Augusta -----<br>Total reported 1910.   | 30<br>98<br>123                         | 8<br>40<br>48                | 40<br>98<br>133                  | -----<br>-----<br>-----                            | -----<br>-----<br>-----                            | 38<br>-----<br>38               | 216<br>314<br>530                 | 125<br>185<br>310               | 18<br>95<br>113                  | -----<br>-----<br>-----                            | 17<br>50<br>67                | -----<br>-----<br>-----                            | 27<br>32<br>59                      | 14<br>15<br>29                       | 4<br>3<br>7                   | -----<br>-----<br>-----                            | 1<br>-----<br>1              | 44<br>44<br>88               | 20<br>22<br>42                          | 7<br>13<br>20                          | 71<br>79<br>150                           |
| 18 | S. H. Letcher---- | 1911.<br>Rockbridge -----<br>Augusta -----<br>Total reported 1911.   | 21<br>99<br>120                         | 12<br>50<br>62               | 21<br>50<br>71                   | -----<br>-----<br>-----                            | -----<br>-----<br>-----                            | 44<br>67<br>111                 | 306<br>306<br>512                 | 142<br>207<br>349               | 50<br>80<br>130                  | -----<br>-----<br>-----                            | 41<br>21<br>62                | -----<br>-----<br>-----                            | 40<br>12<br>52                      | 14<br>28<br>42                       | 6<br>18<br>24                 | -----<br>-----<br>-----                            | -----<br>-----<br>-----      | 48<br>43<br>91               | 21<br>46<br>67                          | -----<br>-----<br>-----                | 69<br>89<br>158                           |
| 19 | G. K. Anderson--  | 1910.<br>Alleghany -----<br>Bath -----<br>Botetourt -----<br>Craig -----<br>Highland -----<br>City Clifton Forge--<br>Total reported 1910. | 53<br>34<br>32<br>14<br>37<br>170       | 23<br>8<br>19<br>4<br>1      | 56<br>26<br>34<br>13<br>37       | -----<br>-----<br>-----<br>-----<br>-----<br>----- | -----<br>-----<br>-----<br>-----<br>-----<br>----- | 50<br>15<br>35<br>8<br>11       | 203<br>90<br>60<br>85<br>33       | 70<br>39<br>75<br>19<br>2       | 21<br>20<br>46<br>13<br>10       | -----<br>-----<br>-----<br>-----<br>-----<br>----- | 8<br>8<br>26<br>9<br>4        | -----<br>-----<br>-----<br>-----<br>-----<br>----- | 46<br>10<br>16<br>9<br>5            | 10<br>3<br>9<br>6<br>1               | 2<br>4<br>-----<br>1<br>1     | -----<br>-----<br>-----<br>-----<br>-----<br>----- | 7<br>3<br>9<br>3<br>1        | 6<br>3<br>9<br>3<br>3        | 13<br>8<br>1<br>4<br>4                  | 26<br>14<br>17<br>10<br>8              |   |
| 19 | G. K. Anderson--  | 1911.<br>Alleghany -----<br>Bath -----<br>Botetourt -----<br>Craig -----<br>Highland -----<br>City Clifton Forge--<br>Total reported 1911. | 70<br>25<br>37<br>12<br>23<br>27<br>194 | 16<br>5<br>12<br>6<br>3<br>4 | 77<br>24<br>57<br>12<br>21<br>23 | -----<br>-----<br>-----<br>-----<br>-----<br>----- | -----<br>-----<br>-----<br>-----<br>-----<br>----- | 40<br>10<br>37<br>9<br>12<br>37 | 202<br>83<br>64<br>31<br>30<br>13 | 88<br>19<br>73<br>16<br>4<br>26 | 41<br>12<br>21<br>11<br>12<br>15 | -----<br>-----<br>-----<br>-----<br>-----<br>----- | 58<br>9<br>25<br>8<br>19<br>7 | -----<br>-----<br>-----<br>-----<br>-----<br>----- | 51<br>16<br>11<br>10<br>15<br>----- | 50<br>-----<br>15<br>-----<br>4<br>5 | 3<br>6<br>-----<br>-----<br>2 | -----<br>-----<br>-----<br>-----<br>-----<br>----- | 8<br>3<br>15<br>4<br>3<br>13 | 10<br>3<br>9<br>2<br>4<br>18 | 18<br>5<br>-----<br>-----<br>2<br>----- | 36<br>11<br>24<br>6<br>9<br>31         |   |

CIRCUIT COURTS—CONTINUED.

| Circuit | JUDGES            | CLERKS  | COUNTIES AND CITIES   | ACTIONS AT LAW       |                      |                      |                               |                             |                      | SUITS IN EQUITY          |                           |                       |                               |                             |                     | PROSECUTIONS         |                    |                      |                                 |                               |                    | DAYS OF SESSION      |                               |  |  | Total |
|---------|-------------------|---|---|----------------------|----------------------|----------------------|-------------------------------|-----------------------------|----------------------|--------------------------|---------------------------|-----------------------|-------------------------------|-----------------------------|---------------------|----------------------|--------------------|----------------------|---------------------------------|-------------------------------|--------------------|----------------------|-------------------------------|--|--|-------|
|         |                   |   |   | No. commenced        | No. pending          | No. decided          | No. removed from other courts | No. removed to other courts | No. commenced        | No. pending              | No. interlocutory decrees | No. final decrees     | No. removed from other courts | No. removed to other courts | No. commenced       | No. pending          | No. decided        | No. nolle prosequis  | Changes of venue from the court | Changes of venue to the court | Fall term          | Spring term          | Intermediate or special terms |  |  |       |
| 20      | W. W. Moffett---  | Geo. W. Wilson--<br>Chas. D. Denit--<br>B. S. Pedigo----                      | 1910.<br>City of Roanoke--<br>Montgomery ----<br>Roanoke -----<br>Floyd -----<br>Total reported 1910. | 75<br>52<br>17       | 39<br>40<br>8        | 71<br>49<br>9        | 6<br>14<br>--                 | --<br>--<br>--              | 79<br>62<br>34       | 290<br>127<br>141        | 139<br>--<br>147          | 48<br>32<br>48        | --<br>--<br>--                | 27<br>14<br>33              | 15<br>4<br>26       | 40<br>10<br>12       | 5<br>--<br>1       | --<br>--<br>--       | --<br>--<br>--                  | 17<br>28<br>12                | 35<br>22<br>10     | --<br>--<br>--       | 52<br>50<br>22                |  |  |       |
| 20      | W. W. Moffett---  | Geo. W. Wilson--<br>Chas. D. Denit--<br>B. S. Pedigo----                      | 1911.<br>City of Roanoke--<br>Montgomery ----<br>Roanoke -----<br>Floyd -----<br>Total reported 1911. | 86<br>34<br>12       | 29<br>34<br>9        | 68<br>76<br>9        | --<br>2<br>--                 | --<br>--<br>--              | 70<br>63<br>14       | 219<br>126<br>132        | 111<br>--<br>75           | 47<br>34<br>10        | --<br>--<br>--                | 27<br>13<br>20              | 18<br>4<br>25       | 24<br>11<br>12       | 1<br>--<br>2       | --<br>--<br>--       | --<br>--<br>--                  | 30<br>16<br>4                 | 20<br>12<br>5      | 14<br>26<br>4        | 64<br>64<br>13                |  |  |       |
| 21      | T. L. Massie----- | J. R. Honaker---<br>J. N. Bosang----<br>Dexter Goad-----<br>J. B. Bryant----- | 1910.<br>Wythe -----<br>Pulaski -----<br>Carroll -----<br>Grayson -----<br>Total reported 1910.       | 33<br>74<br>31<br>69 | 11<br>20<br>32<br>48 | 45<br>84<br>67<br>75 | --<br>1<br>1<br>--            | --<br>--<br>--<br>--        | 42<br>59<br>48<br>98 | 112<br>110<br>106<br>240 | 65<br>107<br>124<br>153   | 45<br>55<br>32<br>153 | --<br>--<br>--<br>--          | 23<br>76<br>39<br>34        | 9<br>38<br>8<br>129 | 20<br>42<br>31<br>29 | 1<br>4<br>--<br>28 | --<br>--<br>--<br>-- | 13<br>12<br>5<br>4              | 11<br>5<br>9<br>6             | --<br>23<br>4<br>8 | 24<br>50<br>18<br>18 |                               |  |  |       |
|         |                   |   | Total reported 1910.  | 237                  | 111                  | 271                  | 2                             | 247                         | 658                  | 236                      | 285                       | --                    | 172                           | 184                         | 122                 | 33                   | --                 | --                   | 34                              | 31                            | 45                 | 110                  |                               |  |  |       |



|    |                   |   |                         |                         |                         |                        |                          |                         |                        |                            |                        |                       |                       |                           |                                |                              |                       |                       |
|----|-------------------|---|-------------------------|-------------------------|-------------------------|------------------------|--------------------------|-------------------------|------------------------|----------------------------|------------------------|-----------------------|-----------------------|---------------------------|--------------------------------|------------------------------|-----------------------|-----------------------|
| 21 | T. L. Massie..... | 1911.<br>Wythe<br>Pulaski<br>Carroll<br>Grayson<br>Total reported 1911. | 33<br>35<br>69<br>137   | 25<br>11<br>32<br>68    | 45<br>42<br>74<br>161   | 37<br>57<br>67<br>161  | 124<br>204<br>231<br>559 | 113<br>93<br>58<br>206  | 26<br>34<br>58<br>118  | 1<br>96<br>92<br>23<br>151 | 52<br>65<br>106<br>223 | 25<br>37<br>10<br>72  | 2<br>9<br>11          | 18<br>4<br>3<br>25<br>40  | 25<br>10<br>5<br>9<br>17<br>82 | 3<br>5<br>9<br>9<br>17<br>82 | 46<br>19<br>17<br>82  |                       |
| 22 | Fulton Kegley.... | 1910.<br>Giles<br>Bland<br>Tazewell<br>Total reported 1910.             | 60<br>23<br>145<br>228  | 31<br>16<br>109<br>156  | 68<br>22<br>132<br>222  | 34<br>12<br>103<br>149 | 114<br>81<br>391<br>586  | 119<br>30<br>196<br>345 | 28<br>11<br>60<br>99   | 86<br>12<br>63<br>111      | 12<br>19<br>35<br>66   | 19<br>15<br>28<br>62  | 4<br>12<br>2<br>18    | 11<br>7<br>17<br>35<br>44 | 6<br>3<br>35<br>44             | 14<br>3<br>28<br>45          | 31<br>13<br>80<br>124 |                       |
| 22 | Fulton Kegley.... | 1911.<br>Giles<br>Bland<br>Tazewell<br>Total reported 1911.             | 60<br>25<br>133<br>218  | 34<br>14<br>119<br>167  | 71<br>25<br>123<br>219  | 42<br>14<br>95<br>151  | 131<br>74<br>372<br>577  | 112<br>26<br>156<br>294 | 28<br>19<br>62<br>109  | 26<br>21<br>27<br>4        | 29<br>16<br>1<br>46    | 30<br>24<br>26<br>80  | 5<br>24<br>26<br>5    | 5<br>9<br>28<br>42        | 9<br>9<br>31<br>49             | 5<br>8<br>---<br>13          | 19<br>26<br>50<br>104 |                       |
| 23 | F. B. Hutton....  | 1910.<br>Washington<br>Smyth<br>Total reported 1910.                    | 100<br>49<br>149        | 52<br>25<br>77          | 95<br>53<br>148         | 111<br>32<br>143       | 326<br>132<br>458        | 187<br>100<br>287       | 109<br>46<br>155       | 4<br>---<br>4              | 27<br>15<br>42         | 20<br>9<br>29         | 28<br>13<br>41        | 8<br>1<br>9               | 11<br>---<br>11                | 41<br>21<br>62               | 37<br>14<br>51        | 78<br>35<br>113       |
| 23 | F. B. Hutton....  | 1911.<br>Washington<br>Smyth<br>Total reported 1911.                    | 101<br>54<br>155        | 40<br>26<br>66          | 113<br>36<br>149        | 97<br>52<br>149        | 327<br>125<br>452        | 182<br>122<br>304       | 96<br>39<br>125        | 1<br>1<br>2                | 71<br>12<br>83         | 37<br>16<br>53        | 23<br>12<br>45        | 14<br>1<br>15             | 17<br>---<br>17                | 32<br>20<br>52               | 65<br>9<br>74         | 97<br>33<br>130       |
| 24 | H. A. W. Skeen..  | 1910.<br>Lee<br>Wise<br>Dickenson<br>Total reported 1910.               | 133<br>209<br>87<br>429 | 85<br>82<br>66<br>223   | 101<br>266<br>58<br>425 | 77<br>113<br>41<br>231 | 165<br>116<br>74<br>355  | 108<br>174<br>59<br>341 | 70<br>156<br>39<br>265 | 54<br>70<br>79<br>208      | 21<br>47<br>73<br>141  | 52<br>66<br>42<br>100 | 40<br>40<br>---<br>40 | ---<br>---<br>---<br>---  | 15<br>19<br>8<br>42            | 11<br>16<br>6<br>83          | 9<br>37<br>3<br>49    | 35<br>72<br>17<br>124 |
| 24 | H. A. W. Skeen..  | 1911.<br>Lee<br>Wise<br>Dickenson<br>Total reported 1911.               | 165<br>226<br>92<br>483 | 62<br>146<br>100<br>306 | 149<br>236<br>58<br>443 | 74<br>106<br>53<br>233 | 139<br>227<br>92<br>458  | 110<br>133<br>50<br>293 | 96<br>94<br>35<br>225  | 64<br>130<br>74<br>268     | 18<br>110<br>82<br>210 | 67<br>43<br>64<br>174 | ---<br>27<br>1<br>28  | ---<br>---<br>---<br>---  | 12<br>10<br>10<br>32           | 6<br>26<br>7<br>39           | 18<br>18<br>---<br>36 | 36<br>54<br>17<br>107 |

CIRCUIT COURTS—CONTINUED.

|                      | JUDGES            | CLERKS  | COUNTIES<br>AND<br>CITIES                    | ACTIONS AT LAW       |             |             |                               |                             | SUITS IN EQUITY |             |                           |                   |                               | PROSECUTIONS                |               |             |             |                     | DAYS OF<br>SESSION              |                               |           |             |                               |       |
|----------------------|-------------------|---|--|----------------------|-------------|-------------|-------------------------------|-----------------------------|-----------------|-------------|---------------------------|-------------------|-------------------------------|-----------------------------|---------------|-------------|-------------|---------------------|---------------------------------|-------------------------------|-----------|-------------|-------------------------------|-------|
|                      |                   |   |  | No. commenced        | No. pending | No. decided | No. removed from other courts | No. removed to other courts | No. commenced   | No. pending | No. interlocutory decrees | No. final decrees | No. removed from other courts | No. removed to other courts | No. commenced | No. pending | No. decided | No. nolle prosequis | Changes of venue from the court | Changes of venue to the court | Fall term | Spring term | Intermediate or special terms | Total |
| 24                   | T. N. Haas.....   | D. H. Lee<br>Marta<br>F. W. Weaver...                   | 1910.<br>Rockingham<br>Page                  | 109                  | 77          | 114         | ---                           | ---                         | 114             | 507         | 417                       | 109               | ---                           | ---                         | 31            | 16          | 23          | 3                   | ---                             | ---                           | 61        | 50          | ---                           | 111   |
|                      |                   |   |  | 59                   | 30          | 58          | ---                           | ---                         | 30              | 188         | 79                        | 34                | ---                           | ---                         | 8             | 9           | 9           | 5                   | ---                             | ---                           | 11        | 15          | ---                           | 26    |
|                      |                   |   |  | Total reported 1910. |             |             |                               |                             |                 |             |                           |                   |                               |                             |               |             |             |                     |                                 |                               |           |             |                               | 137   |
| 25                   | T. N. Haas.....   | D. H. Lee<br>Marta<br>F. W. Weaver...                   | 1911.<br>Rockingham<br>Page                  | 147                  | 56          | 162         | ---                           | ---                         | 94              | 563         | 304                       | 146               | ---                           | ---                         | 41            | 15          | 42          | ---                 | ---                             | 61                            | 52        | ---         | 113                           |       |
|                      |                   |   |  | 39                   | 17          | 59          | ---                           | ---                         | 23              | 130         | 59                        | 25                | ---                           | ---                         | 15            | 13          | 6           | 2                   | ---                             | ---                           | ---       | ---         | ---                           | 393   |
|                      |                   |   |  | Total reported 1911. |             |             |                               |                             |                 |             |                           |                   |                               |                             |               |             |             |                     |                                 |                               |           |             |                               | 149   |
| 26                   | Edw. S. Turner... | Jno. R. Turner...<br>W. D. Hempstone<br>W. C. Armstrong | 1910.<br>Fauquier<br>Loudoun<br>Rappahannock | 70                   | 54          | 72          | ---                           | ---                         | 54              | 232         | 156                       | 44                | ---                           | ---                         | 15            | 3           | 17          | 5                   | ---                             | ---                           | 12        | 9           | 27                            | 48    |
|                      |                   |   |  | 46                   | 28          | 58          | 3                             | ---                         | 49              | 122         | 167                       | 48                | ---                           | ---                         | 10            | 10          | 10          | 1                   | ---                             | ---                           | 22        | 12          | ---                           | 34    |
|                      |                   |   |  | 20                   | 26          | 18          | ---                           | ---                         | 14              | 80          | 77                        | 16                | ---                           | ---                         | 6             | 6           | 5           | 2                   | ---                             | ---                           | ---       | ---         | ---                           | 15    |
| Total reported 1910. |                   |   |  |                      |             |             |                               |                             |                 |             |                           |                   |                               |                             |               |             |             |                     |                                 | 97                            |           |             |                               |       |

| No. | Edw. S. Turner       | Jno. R. Turner       | 1911. | 113 | 48  | 119 | 1   | 68  | 206 | 38  | 31  | 16  | 14  | 1   | 2   | 30  | 30  | 63  |
|-----|----------------------|----------------------|-------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| 26  | Edw. S. Turner       | Jno. R. Turner       | 1911. | 113 | 48  | 119 | 1   | 68  | 206 | 38  | 31  | 16  | 14  | 1   | 2   | 30  | 30  | 63  |
|     | W. D. Hempstone      | W. D. Hempstone      | 1911. | 56  | 19  | 41  | 4   | 41  | 28  | 13  | 21  | 9   | 14  | 1   | 2   | 16  | 17  | 38  |
|     | W. C. Armstrong      | W. C. Armstrong      | 1911. | 12  | 18  | 11  | --- | 9   | 72  | 9   | 4   | 9   | 3   | 1   | --- | --- | --- | 24  |
|     | Total reported 1911. | Total reported 1911. | 1911. | 181 | 85  | 171 | 5   | 118 | 300 | 60  | 56  | 34  | 31  | 2   | 2   | 46  | 47  | 122 |
| 27  | Wm. E. Burns         | J. F. Richmond       | 1910. | 79  | 32  | 61  | --- | 51  | 127 | 66  | 81  | 63  | 66  | 4   | --- | --- | --- | 56  |
|     | R. G. Fletcher       | R. G. Fletcher       | 1910. | 109 | 78  | 124 | --- | 70  | 163 | 82  | 73  | 33  | 24  | 35  | --- | 35  | 40  | 75  |
|     | W. L. Dennis         | W. L. Dennis         | 1910. | 28  | 26  | 22  | --- | 71  | 53  | 30  | 84  | 168 | 46  | 39  | --- | 11  | 10  | 34  |
|     | Total reported 1910. | Total reported 1910. | 1910. | 216 | 136 | 217 | --- | 192 | 343 | 178 | 2   | 264 | 136 | 78  | --- | 46  | 50  | 165 |
| 27  | Wm. E. Burns         | J. F. Richmond       | 1911. | 45  | 22  | 63  | --- | 48  | 124 | 52  | 42  | 65  | 18  | 4   | --- | 24  | 18  | 42  |
|     | R. G. Fletcher       | R. G. Fletcher       | 1911. | 231 | 107 | 193 | --- | 2   | 162 | 56  | 232 | 96  | 61  | 51  | --- | 30  | 36  | 66  |
|     | W. L. Dennis         | W. L. Dennis         | 1911. | 36  | 53  | 53  | --- | 62  | 124 | 120 | 22  | 252 | 129 | 25  | --- | 7   | 8   | 20  |
|     | Total reported 1911. | Total reported 1911. | 1911. | 312 | 182 | 309 | --- | 2   | 410 | 230 | 296 | 413 | 208 | 80  | --- | 61  | 62  | 128 |
| 28  | B. D. White          | A. S. Johnson        | 1910. | 36  | 3   | 33  | --- | 29  | 34  | 19  | 8   | 5   | 8   | 1   | --- | 6   | 7   | 13  |
|     | E. Thompson          | E. Thompson          | 1910. | 4   | 7   | 5   | 2   | 1   | 11  | 1   | --- | --- | --- | --- | --- | 2   | 12  | 14  |
|     | A. E. Kellam         | A. E. Kellam         | 1910. | 16  | 15  | 25  | --- | 28  | 51  | 21  | 1   | 13  | 37  | 2   | --- | --- | --- | 45  |
|     | Total reported 1910. | Total reported 1910. | 1910. | 46  | 25  | 63  | 2   | 58  | 96  | 41  | 1   | 18  | 45  | 3   | --- | 8   | 19  | 72  |
| 28  | B. D. White          | A. S. Johnson        | 1911. | 53  | 5   | 48  | --- | 11  | 29  | 14  | 8   | 4   | 5   | 5   | --- | 6   | 6   | 12  |
|     | E. Thompson          | E. Thompson          | 1911. | 4   | 7   | 4   | 2   | 3   | 11  | 1   | --- | --- | --- | --- | --- | 4   | 3   | 10  |
|     | A. E. Kellam         | A. E. Kellam         | 1911. | 23  | 15  | 25  | --- | 34  | 48  | 29  | 56  | 32  | 25  | 7   | --- | 40  | 3   | 43  |
|     | Total reported 1911. | Total reported 1911. | 1911. | 80  | 27  | 77  | 2   | 48  | 88  | 44  | 64  | 36  | 30  | 12  | --- | 50  | 9   | 65  |
| 29  | B. T. Gordon         | W. E. Sandidge       | 1910. | 61  | 18  | 48  | --- | 46  | 282 | 37  | 26  | 6   | 32  | 2   | --- | 10  | 11  | 44  |
|     | Wm. Selater          | Wm. Selater          | 1910. | 9   | 14  | 22  | --- | 11  | 144 | 15  | 8   | 8   | 6   | 3   | --- | 4   | 3   | 19  |
|     | E. L. Kidd           | E. L. Kidd           | 1910. | 39  | 15  | 28  | 1   | 3   | 266 | 27  | 10  | 17  | 19  | 11  | --- | 36  | 19  | 60  |
|     | Total reported 1910. | Total reported 1910. | 1910. | 109 | 47  | 98  | 1   | 3   | 692 | 77  | 2   | 31  | 57  | 16  | --- | 50  | 33  | 123 |
| 29  | B. T. Gordon         | W. E. Sandidge       | 1911. | 65  | 20  | 62  | --- | 58  | 301 | 39  | 49  | 5   | 48  | 2   | --- | 8   | 9   | 50  |
|     | Wm. Selater          | Wm. Selater          | 1911. | 8   | 16  | 8   | --- | 13  | 153 | 4   | 8   | 8   | 7   | 1   | --- | 7   | 3   | 27  |
|     | E. L. Kidd           | E. L. Kidd           | 1911. | 34  | 20  | 43  | --- | 29  | 247 | 30  | 1   | 15  | 11  | 5   | --- | 53  | 9   | 62  |
|     | Total reported 1911. | Total reported 1911. | 1911. | 107 | 56  | 113 | --- | 100 | 701 | 82  | 1   | 28  | 66  | 8   | --- | 68  | 11  | 139 |





JANUARY 10, 1912.

*Auditor of Public Accounts,*  
*Richmond, Va.*

DEAR SIR:

In conformity with the requirements of Section 3190 of the Code of Virginia, I give you below the list of clerks who have not made the reports required by Section 3189 of the Code of Virginia.

Respectfully,

JOHN W. WILLIAMS,  
*Clerk of the House of Delegates.*

## COURTS FROM WHICH NO REPORTS RECEIVED.

1910.

LAW AND CHANCERY COURT OF ROANOKE.

*Circuit Courts.*

1910.

Campbell  
 Patrick  
 Orange  
 Elizabeth City  
 City of Clifton Forge  
 City of Roanoke  
 Northampton

1911.

Orange  
 City of Roanoke  
 Wythe  
 Northampton



## REPORT

OF THE

## Clerk of the House of Delegates

IN RELATION TO THE

PUBLICATION OF THE PROPOSED AMENDMENT TO SECTION 117  
OF THE CONSTITUTION.

JANUARY, 1912.

OFFICE OF THE CLERK OF THE HOUSE OF DELEGATES.

RICHMOND, VIRGINIA, JANUARY 10, 1911.

*To the General Assembly of Virginia:*

In conformity with law, I respectfully report that bids were asked of all daily newspapers published in each city of the first class for the publication of the proposed amendment to section 117 of the Constitution hereinafter set forth as required by the Constitution and by statute, and the following bids were received and awards made:

| NEWSPAPER                              | Circulation | Bid      | Rate per<br>1,000 | AWARD            |
|--|-------------|----------|-------------------|------------------|
| <b>Richmond—</b>                       |             |          |                   |                  |
| Times-Dispatch (no bid submitted)..... |             |          |                   |                  |
| News Leader .....                      | 23,683      | \$659 61 | 27.86             | News Leader.     |
| Evening Journal .....                  | 18,600      | 600 00   | 32.25             |                  |
| Virginian .....                        | 8,500       | 278 55   | 32.77             |                  |
| <b>Norfolk—</b>                        |             |          |                   |                  |
| Landmark (no bid submitted).....       |             |          |                   |                  |
| Ledger-Dispatch .....                  | 16,301      | 464 00   | 28.46             | Ledger-Dispatch. |
| Virginian-Pilot .....                  | 16,300      | 765 10   | 46.93             |                  |
| <b>Roanoke—</b>                        |             |          |                   |                  |
| Evening News .....                     | 6,000       | 141 00   | 23.50             | Evening News.    |
| Evening World .....                    | 6,000       | 150 00   | 25.00             |                  |
| Times (no bid submitted).....          |             |          |                   |                  |
| <b>Lynchburg—</b>                      |             |          |                   |                  |
| News .....                             | 7,042       | 297 04   | 42.18             | News.            |
| Evening Advance .....                  |             | 167 09   |                   |                  |
| <b>Staunton—</b>                       |             |          |                   |                  |
| Leader .....                           | 3,700       | 92 00    | 20.49             | Leader.          |
| Dispatch and News .....                | 3,600       | 150 00   | 41.66             |                  |
| <b>Alexandria—</b>                     |             |          |                   |                  |
| Gazette .....                          | 1,600       | 250 00   | 156.25            | Gazette.         |
| <b>Newport News—</b>                   |             |          |                   |                  |
| Press .....                            | 3,750       | 200 00   | 53.20             |                  |
| Times-Herald .....                     | 4,143       | 120 64   | 29.12             | Times-Herald.    |
| <b>Petersburg—</b>                     |             |          |                   |                  |
| Index-Appeal .....                     | 6,100       | 274 95   | 45.73             |                  |
| Record .....                           | 3,500       | 146 64   | 41.80             |                  |
| Progress .....                         | 3,700       | 75 00    | 20.02             | Progress.        |
| <b>Portsmouth—</b>                     |             |          |                   |                  |
| Star .....                             | 4,000       | 470 00   | 117.50            | Star.            |
| <b>Danville—</b>                       |             |          |                   |                  |
| Bee .....                              | 5,000       | 185 60   | 37.12             | Bee.             |
| Register .....                         | 3,000       | 148 48   | 49.49             |                  |

\*Not given.

The requests for bids stated that the contract would be awarded in each city to the lowest bidder per thousand of net circulation, and in pursuance of which, the contracts were so awarded.

The amounts certified to the Auditor of Public Accounts for payment are as follows:

1911.

|   |  |    |        |
|---|--|----|--------|
| July 5.—Paid Clyde W. Saunders for printing resolutions, making electrotypes and express on same, printing circular letters, etc., being a part of the cost of publication of Constitutional amendments under act of February 3, 1908, acts 1908 page 22..... |  | \$ | 25 50  |
| Nov. 8.—Paid Richmond News Leader .....   |  |    | 659 61 |
| Paid Norfolk Ledger-Dispatch .....  |  |    | 464 00 |
| Paid Roanoke Evening News .....   |  |    | 141 00 |
| Paid Lynchburg News .....   |  |    | 297 04 |
| Paid Staunton Leader .....  |  |    | 92 00  |
| Paid Alexandria Gazette .....   |  |    | 250 00 |
| Paid Newport News Times-Herald .....  |  |    | 120 64 |
| Paid Petersburg Progress .....  |  |    | 75 00  |
| Paid Portsmouth Star .....  |  |    | 470 00 |
| Paid Danville Bee .....   |  |    | 185 60 |

To avoid the possibility of error in so many publications, electrotypes were made and furnished each newspaper publishing the proposed amendment, a copy of which follows:

### COMMONWEALTH OF VIRGINIA

#### OFFICE OF CLERK OF THE HOUSE OF DELEGATES.

Proposed amendment to the Constitution of Virginia, agreed to at session of General Assembly 1910, and published in pursuance of section 196 of the Constitution and Act approved February 3, 1908.

JOINT RESOLUTION proposing amendment to section 117 of article 8 of the Constitution of Virginia, and providing for publishing said amendment and certifying the same to the next general assembly.

RESOLVED, by the senate and the house of delegates (a majority of the members elected to each house agreeing thereto), That the following amendment to the Constitution of Virginia be, and the same is, hereby proposed and referred to the general assembly to be chosen at the next general election of senators and members of the house of delegates, for its concurrence, in conformity to the provisions of section one hundred and ninety-six of article fifteen of said Constitution, namely:

Strike out from the Constitution of Virginia, section one hundred and seventeen, which is in the words and figures following, to-wit:

§117. General laws for the organization and government of cities and towns shall be enacted by the general assembly, and no special act shall be passed in relation thereto, except in the manner provided in article



four of this Constitution, and then only by a recorded vote of two-thirds of the members elected to each house. But each of the cities and towns of the State having at the time of the adoption of this Constitution a municipal charter may retain the same, except so far as it shall be repealed or amended by the general assembly; provided that every such charter is hereby amended so as to conform to all the provisions, restrictions, limitations and powers set forth in this article, or otherwise provided in this Constitution.

And insert in lieu thereof the following:

§117. General laws for the organization and government of cities and towns shall be enacted by the general assembly, and no special act shall be passed in relation thereto, except in the manner provided in article four of this Constitution, and then only by a recorded vote of two-thirds of the members elected to each house; and except also in the case of cities having more than fifty thousand inhabitants, as hereinafter provided. But each of the cities and towns of the State having at the time of the adoption of this amendment a municipal charter may retain the same, except so far as it shall be repealed or amended by the general assembly: provided, that every such charter is hereby amended so as to conform to all the provisions, restrictions, limitations and powers set forth in this article, or otherwise provided in this Constitution.

Notwithstanding, however, anything in this article contained, the general assembly may, by general law or by special act (passed as prescribed in article four of this Constitution), depart in any respect (except as otherwise in this section expressly provided) from the form of organization and government prescribed by this article for cities and towns, and may provide, from time to time, for the various cities and towns of the Commonwealth, such form or forms of municipal government as the general assembly may deem best; but no form or forms of government authorized by the second paragraph of this section shall become operative except as to such cities or towns as may thereafter adopt the same by a majority vote of its qualified electors at an election to be held as may be prescribed therefor by law. All the limitations on the powers of the councils of cities and towns imposed by this article shall apply in like manner to the principal legislative authority under any form of government which may be authorized hereunder. The term "council" as used in sections one hundred and twenty-five and one hundred and twenty-seven of this Constitution shall be construed to include the body which, under any form of municipal government, shall be vested with the principal legislative authority of such municipality.

The general assembly, for the purpose of this article, may classify cities according to their population, but the maximum population prescribed for any class shall exceed the minimum population for the same class by at least ten thousand. The general assembly, at the request, made in manner which may be prescribed by law, of any city having a population of over fifty thousand inhabitants, may grant a special form of government for such city.

Any laws or charters enacted pursuant to the provisions of this section shall be subject to the provisions of this Constitution relating expressly

to judges and clerks of courts, attorneys for the Commonwealth, commissioners of revenue, city treasurers and city sergeants.

RESOLVED, That the clerk of the house of delegates be authorized and required to cause this proposed amendment and these resolutions to be published for three months previous to the time of the next general election of the members of the house of delegates.

RESOLVED, That the clerk of the house of delegates be required to transmit to the general assembly at its first regular session held after the next general election of members of the house of delegates a certified copy of said proposed amendment and these resolutions together with the certificate of publication by the publishers of newspapers in which the said amendment shall have been published.

I hereby certify that the foregoing is a true copy of amendment proposed to the Constitution and agreed to by the General Assembly of Virginia, session 1910, and the same is published in pursuance of section 196 of the Constitution and Act of the General Assembly, approved February 3, 1908.

JOHN W. WILLIAMS,

*Clerk, House of Delegates of Virginia.*

The original requests for bids, the bids of the several newspapers, the awards and the certificates of the several papers carrying the publication that the proposed amendment had been published as required by the Constitution and by statute, are all on file in this office.

Respectfully submitted,

JOHN W. WILLIAMS,

*Clerk, House of Delegates.*

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# STATEMENT

BY THE

## Auditor of Public Accounts

SHOWING

Taxes Assessed and Paid by Water, Heat, Light, and Power  
Companies for the Years 1910 and 1911.

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OFFICE OF THE AUDITOR OF PUBLIC ACCOUNTS,  
RICHMOND, VA., *January 23, 1912.*

HON. RICHARD EVELYN BYRD,  
*Speaker of the House of Delegates,*  
*Richmond, Va.*

DEAR SIR:

In response to resolution of your honorable body agreed to on January 17, 1912, requiring me to forthwith report what, if any, taxes, are now assessed against and paid by companies, corporations or persons owning or operating water power within this State, and the names of the several companies, corporations or persons owning or operating the same. I herewith transmit a statement giving this information.

The General Assembly, by Act approved February 26, 1910, entitled "An act to require all water companies, heat, light and power companies and gas companies, to pay a franchise tax, a property tax and to furnish certain reports to the State Corporation Commission (Chap. 61, Acts 1910), provided for the assessment of the property of such companies, and for the collection of the taxes extended on those assessments. I am not able to determine which of the companies assessed under the provisions of this act own or operate water power; therefore, I report all of the companies assessed under provisions of said act, and in further explanation of the statement transmitted, I beg leave to say that the assessments upon the Land and Property Books do not disclose what Companies (unincorporated) or what individuals assessed thereon, own and operate water power.

Yours very truly,

S. R. DONOHUE,  
*Auditor Public Accounts.*

*Statement showing taxes assessed and paid for the years 1910-1911 by Water,  
Heat, Light and Power Companies assessed under the provisions  
of Chapter 61, Acts 1910.*

|   | TAXES 1910. |           | TAXES 1911. |           |
|---|-------------|-----------|-------------|-----------|
|   | Assessed.   | Paid.     | Assessed.   | Paid.     |
| Abingdon Water and Light Co., The.....          | \$ 163 06   | \$ 163 06 | \$ 186 57   | \$ 186 57 |
| Alexandria Electric Co.....                     | 546 06      | 546 06    |             |           |
| Alexandria County Lighting Co.....              |             |           | 787 91      | 787 91    |
| Alexandria Water Co.....                        | 682 51      | *881 78   | 960 65      | 960 65    |
| Altavista Land and Improvement Co., Inc., The   | 46 66       | 46 66     | 63 22       | 63 22     |
| Ashland Gas, Sewer and Water Co., Inc., The     | 27 56       | 27 56     | 52 35       |           |
| Augusta Electric Co.....                        | 141 67      | 141 67    |             |           |
| Battletown Gas Co.....                          | 14 67       | 14 67     | 18 72       | 18 72     |
| Blueston Traction Co.....                       | 35 48       | 35 48     | 35 48       | 35 48     |
| Braddock Light and Power Co., Inc.....          | 5 81        | 5 81      | 88 11       | 88 11     |
| Bristol Gas and Electric Co.....                | 261 35      | 261 35    | 377 98      | 377 98    |
| Bristol-Goodson Water Co.....                   | 87 50       | 87 50     | 87 50       | 87 50     |
| Broadway Hardwood Manufacturing Co., Inc..      | 12 75       | 12 75     | 4 03        | 4 03      |
| Buchanan Water Co.....                          | 10 44       | 10 44     | 22 23       | 22 23     |
| Buena Vista Light and Power Co.....             | 90 30       | 90 30     | 108 46      | 108 46    |
| Charlottesville and Albemarle Railway Co.....   | 374 53      | 374 53    | 409 83      | 409 83    |
| Chuckatuck Water and Sewerage Corporation...    | 2 80        | 2 80      |             |           |
| Christiansburg Electrical Co.....               |             |           | 140 79      | 140 79    |
| Citizens Railway, Light and Power Co.....       | 802 37      | 802 37    | 846 36      | 846 36    |
| City Gas Company of Norfolk.....                | 2,588 46    | 2,588 46  | 3,805 29    | 3,805 29  |
| Clifton Forge Ice and Bottling Works.....       | 93 92       | 93 92     | 4 57        | 4 57      |
| Clifton Forge Light and Water Co.....           | 227 91      | 227 91    | 459 61      | 459 61    |
| Clifton Forge Public Service Corporation, The.. | 16 81       | 16 81     | 411 85      | 411 85    |
| Cornett Light and Power Co.....                 | 3 29        | 3 29      | 15 58       | 15 58     |
| Covington Light, Ice and Cold Storage Co.....   | 160 17      | 160 17    | 166 79      | 166 79    |
| Crewe Electric Plant.....                       |             |           | 37 13       | 37 13     |
| Damascus Light and Power Co., The.....          | 22 13       | 22 13     | 38 33       |           |
| Elkton Lithia Water Co.....                     | 23 12       | 23 12     |             |           |
| Emporia Hydro-Electro Power Corporation, The    | 20 29       | 20 29     | 381 95      | 381 95    |
| Estellville Water Co.....                       | 7 49        | 7 49      | 15 68       | 15 68     |
| Farmville Water, Light, Heat and Power Co....   | 43 20       | 178 34    | 75 90       | 75 90     |
| Fredericksburg Aqueduct Co.....                 | 7 00        | 7 00      | 21 87       | 21 87     |
| Fredericksburg Power Co., Inc.....              | 12 38       | 12 38     | 269 21      | 269 21    |
| Hampton, Phoebus and Fort Monroe Gas Corp..     | 469 96      | 469 96    | 609 65      | 609 65    |
| Home Acetylene Light Co.....                    | 25 27       | 25 27     | 47 19       | 47 19     |
| Ice, Water, Light Co.....                       | 70 92       | 70 92     | 87 80       | 87 80     |
| Independence Electric and Milling Co.....       | 12 04       | 12 04     |             |           |
| James River Water Power Co.....                 | 17 60       | 17 60     | 17 60       | 17 60     |
| Jeter Hill Water Co., Inc.....                  | 6 85        | 6 85      | 9 64        | 9 64      |
| Kenbridge Gas and Light Co., The.....           |             |           | 7 72        |           |
| Leesburg Electric Co., Inc.....                 | 96 09       | 96 09     | 160 12      | 160 12    |
| Lexington Light and Power Co.....               | 90 39       | 90 39     | 51 35       | 51 35     |
| Light and Power Co. of Rocky Mount.....         | 12 74       | 12 74     | 32 04       | 32 04     |
| Lynchburg Traction and Light Co.....            | 2,406 41    | 2,406 41  | 2,613 21    | 2,613 21  |
| Manchester Light, Heat and Power Co.....        | 38 66       | 38 66     | 71 83       | 71 83     |
| Marion Light and Power Co., The.....            | 68 27       | 68 27     | 84 84       | 84 84     |
| Montgomery Electrical Co., Inc.....             | 78 90       | 78 90     |             |           |
| New River Power Co.....                         |             |           | 107 56      | 107 56    |
| Newport News Gas Co.....                        | 460 22      | 460 22    | 686 67      | 686 67    |
| Newport News Light and Water Co.....            | 2,743 97    | 2,743 97  | 3,134 87    | 3,134 87  |



*Statement showing taxes assessed and paid for the years 1910-1911 by Water,  
Heat, Light and Power Companies assessed under the provisions  
of Chapter 61, Acts 1910—CONTINUED.*

|   | TAXES 1910. |           | TAXES 1911. |           |
|---|-------------|-----------|-------------|-----------|
|   | Assessed.   | Paid.     | Assessed.   | Paid.     |
| Newport News, Old Point Electric and Railway Co.: ----- | 698 09      | 698 09    | 579 56      | -----     |
| Norfolk County Water Co.-----                           | 556 43      | 556 43    | 1,140 06    | 1,140 06  |
| Norfolk and Portsmouth Traction Co.-----                | 7,360 93    | 7,360 93  | 8,590 22    | 8,590 22  |
| Norfolk Railway and Light Co.-----                      | 841 96      | 841 96    | 831 39      | 831 39    |
| North River Electric Co., The.-----                     | 52 92       | 52 92     | 62 74       | 62 74     |
| Norton Light and Power Co., Inc.-----                   | 72 29       | 72 29     | 117 52      | 117 52    |
| Norton Water Co.-----                                   | 93 52       | 93 52     | 114 29      | 114 29    |
| Nottoway Hydro-Electric Co.-----                        | -----       | -----     | 20 52       | 20 52     |
| Peninsula Light and Power Co.-----                      | -----       | -----     | 7 85        | 7 85      |
| Peninsula Water Co.:-----                               | -----       | -----     | 90 89       | -----     |
| Petersburg Aqueduct Co.-----                            | -----       | -----     | 36 47       | 36 47     |
| Petersburg Gas Co., The.-----                           | 592 72      | 592 72    | 1,212 27    | 1,212 27  |
| Pocahontas Light and Water Co.-----                     | 320 00      | 320 00    | 388 95      | 388 95    |
| Portsmouth, Berkley and Suffolk Water Co.-----          | 2,113 46    | 2,113 46  | 4,059 19    | 4,059 19  |
| Portsmouth Gas Co.-----                                 | 922 71      | 922 71    | 1,457 37    | 1,457 37  |
| Portsmouth Suburban Water Co.-----                      | 210 93      | 210 93    | 983 95      | 983 95    |
| Potomac Power Co.-----                                  | 20 27       | 20 27     | 21 00       | 21 00     |
| Powell Valley Light and Power Co.-----                  | 76 65       | 76 65     | 140 05      | 140 05    |
| Radford Water-Power Co.-----                            | 508 48      | 508 48    | 515 30      | 515 30    |
| Rappahannock Electric Light and Power Co.,<br>The ----- | 93 83       | 93 83     | 147 84      | 147 87    |
| Riverside Light and Power Co.-----                      | 62 45       | 62 45     | 120 85      | 120 85    |
| Roanoke Gas and Water Co.-----                          | 2,189 87    | 2,189 87  | 2,648 15    | 2,648 15  |
| Roanoke Railway and Electric Co.-----                   | 2,292 52    | 2,292 52  | 2,664 00    | 2,664 00  |
| Rockbridge Power Corporation.-----                      | 46 27       | 46 27     | 198 30      | 198 30    |
| Rock Spring Electric Co.-----                           | 2 90        | 2 90      | 46 46       | 46 46     |
| Rosslyn Electric and Gas Co.-----                       | 126 13      | 126 13    | 330 71      | 330 71    |
| Rural Power Co., Inc.-----                              | 2 10        | 2 10      | 2 10        | 2 10      |
| Saint Paul Normal and Industrial School.-----           | 31 42       | 31 42     | 55 33       | 55 33     |
| Shenandoah River Light and Power Corporation.-----      | 58 74       | 58 74     | 165 90      | 165 90    |
| Smithfield Water Co., The.-----                         | 42 75       | 42 75     | 103 03      | 103 03    |
| South Boston Electric Light and Power Co.-----          | 129 99      | 129 99    | 250 50      | 250 50    |
| South Hill Manufacturing Co., Inc.-----                 | 13 24       | 13 24     | 37 37       | 37 37     |
| South Timberville Water Co., Inc., The.-----            | 2 13        | 2 13      | 2 13        | 2 13      |
| Southside Water and Sewerage Corporatnon.-----          | 18 70       | 18 70     | 39 00       | 39 00     |
| Staunton Gas Co.-----                                   | 235 71      | 235 71    | 479 29      | 479 29    |
| Staunton Lighting Co.-----                              | 176 69      | 176 69    | 510 73      | 510 73    |
| Stone Electric Light and Power Co.-----                 | 88 23       | 88 23     | 112 25      | 112 25    |
| Suffolk Gas-Electric Co.-----                           | 160 25      | 160 25    | 200 10      | 200 10    |
| Tazewell Electric Light and Power Co.-----              | 91 85       | 91 85     | 124 20      | 124 20    |
| Urbanna Water Co., The.-----                            | 11 02       | 11 02     | 16 46       | 16 46     |
| Valley Light and Power Co.-----                         | -----       | -----     | 44 63       | 44 63     |
| Virginia Light and Power Co.-----                       | 14 79       | 14 79     | 33 58       | 33 53     |
| Virginia Railway and Power Co.-----                     | 10,218 54   | 10,218 54 | 11,802 76   | 11,802 76 |
| Vinton-Roanoke Water Co.-----                           | 308 76      | 308 76    | 457 87      | 457 87    |
| West Point Water, Light and Power Co., The.-----        | 3 00        | -----     | 8 25        | -----     |
| Weyer's Cave Light and Power Co.-----                   | 2 98        | 2 98      | 6 00        | 6 00      |
| Winchester Gas and Electric Light Co.-----              | 63 12       | 63 12     | 136 32      | 136 32    |

*Statement showing taxes assessed and paid for the years 1910-1911 by Water,  
Heat, Light and Power Companies assessed under the provisions  
of Chapter 61, Acts 1910—CONTINUED.*

|   | TAXES 1910. |             | TAXES 1911. |             |
|---|-------------|-------------|-------------|-------------|
|   | Assessed.   | Paid.       | Assessed.   | Paid.       |
| Winchester and Washington City Railway Co.....  | 158 74      | 158 74      | 290 32      | 290 32      |
| Woodstock Electric Light and Power Co.....  | 23 83       | 23 83       | 32 42       | 32 42       |
| Total .....   | \$44,241 89 | \$44,473 30 | \$59,062 08 | \$58,285 04 |
| *Assessment corrected by State Corpora-<br>tion Commission and taxes in sum of<br>\$199.27 overpaid refunded.....\$199 27 |             |             |             |             |
| †Assessment corrected by State Corpora-<br>tion Commission and taxes in sum of<br>\$35.14 overpaid refunded..... 35 14    |             |             |             |             |
|   |             | 234 41      |             |             |
|   |             | \$44,238 89 |             |             |

;Bills for these taxes and penalty have been placed in the hands of treasurers, locally, for collection.

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REPORT

OF THE

Special Committee

Appointed to Enquire Into the Organization and Management of the  
Virginia Book Company

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*Resolved.* That the Speaker of the House of Delegates appoint a committee of three members, who shall forthwith inquire:

- (1) Whether the Virginia Book Company is a trust.
- (2) Who are the stockholders and officers, the amount of the capital stock and in what proportions the stock is owned.
- (3) What contracts exist between the school book publishing companies and the Virginia School Book Company.
- (4) What contracts are required to be executed between the Virginia Book Company and the local dealers.
- (5) Whether the existence and activity of the Virginia Book Company is consistent with school public policy.

*To the House of Delegates of Virginia:*

Your committee, appointed under the foregoing resolutions, respectfully beg leave to report as follows:

"(1) *Whether the Virginia Book Company is a trust.*"

If the word "trust" as here used is intended to indicate a monopoly of school books, which your committee believes is intended, then your committee is of opinion that the said Virginia Book Company is a trust; for your committee finds that the said Virginia Book Company has exclusive control of the public school books adopted by the State Board of Education of Virginia as to fixing the price to local dealers and deciding which local dealers shall, and which shall not, sell the said public school books. This your committee believes to be in violation of the contracts between the State Board of Education and the publishers that have been entered into under the laws of this State as will more fully appear later in this report.

- (2) *"Who are the stockholders and owners, the amount of capital stock, and in what proportion the stock is owned."*

The stockholders are Victor R. Smith, Atlanta, Ga.; J. P. Bell Co., Inc., Lynchburg, Va.; Caldwell-Sites Co., Inc., Roanoke, Va.; T. S. Beckwith & Co., Inc., Petersburg, Va.; The Bell Book and Stationery Company, Inc., Richmond, Va.

The officers are:

Victor R. Smith, president, Atlanta, Ga.

R. V. Bell, secretary and treasurer, Richmond, Va.

Hugh Stockdell, general manager, Richmond, Va.

These officers, with D. P. Sites, of Roanoke, Va., constitute the board of directors.

The amount of capital stock issued is \$5,000, which is divided into shares of \$100 each and is owned as follows: Victor R. Smith, twenty-five shares; J. P. Bell & Co., Inc., seven shares; Caldwell-Sites Co., Inc., seven shares; T. S. Beckwith & Co., Inc., four shares; Bell Book and Stationery Company, Inc., seven shares.

- (3) *"What contracts exist between the school book publishing companies and the Virginia School Book Company."*

Your committee files herewith as a part of their report, marked "Exhibit A" a copy of the contract between the Prang Publishing Company, of Portland, Maine, and the Virginia Book Publishing Company. It was testified to before your committee that this contract is the same required of the said Virginia Book Company by all the publishing houses. Your committee examined several other of these contracts and found them practically the same as said "Exhibit A."

Each contract between the said publishers and said Virginia Book Company ingrafts and incorporates into itself the contract between that particular publisher and the State Board of Education of Virginia and thereby undertakes to shift some of the obligations of the said publisher under its said contract with the said Board of Education upon the said Virginia Book Company

Your committee is of opinion that the first clause of these contracts, of which "Exhibit A" is a sample form, has the effect of binding the publisher entering into the same to sell all school books published by the said publisher, and for which he has a contract with the Board of Education of Virginia to furnish the State of Virginia, only to the Virginia Book Company. Your committee is sustained in this opinion by the testimony given before them by the agents of the Virginia Book Company as well as the agents of the B. F. Johnson Publishing Company which evidence was, that whenever school books were shipped from publishers direct to local dealers, etc., the Virginia Book Company was paid the agreed commission of twenty per cent.

The second clause of these contracts provides a discount of twenty per centum (20%) for the Virginia Book Company to be allowed by the publishers out of the price the State Board of Education has agreed to pay said publishers.

Clause three of these contracts requires the Virginia Book Company



to in "all respects comply with and fulfil all the obligations resting upon the party of the first part (the publishers) hereto under the contract with the State Board of Education of Virginia, respecting the sales, distribution and exchange of said books."

Clauses four and five require the Virginia Book Company to return all second-hand books taken in exchange to the publishers, unless the said publishers elect to have them destroyed in Richmond, Va.

In clause seven it is agreed, "The party of the second part (Virginia Book Company) further agree that it will not keep in stock, sell or offer for sale, second-hand copies of any books herein named, or other editions of said books."

In clause ten, the publisher agrees to "turn over promptly to the Virginia Book Company" all orders for its publications adopted by the State Board of Education of Virginia \* \* \* \* \* during the period of said contract; except that said party of the first part (the publisher) reserves the right to fill orders in the State of Virginia from such individual schools in the State as handle their own books and do not buy their regular supplies through a book dealer or agent."

Clause thirteen requires the Virginia Book Company to give satisfactory bond to the publishers for the execution of the contract.

(4) *"What contracts are required to be executed between the Virginia Book Company and the local dealers."*

Your committee files herewith as a part of this report a copy of a contract marked "Exhibit B," which is the contract all local dealers were required to enter into with the Virginia Book Company up to a short time ago, but recently a contract more liberal toward the local dealer has been adopted by the Virginia Book Company and is the one that is now required from the local dealer by the said Virginia Book Company, a blank form of which is filed herewith, marked "Exhibit C." The local dealer is required to enter into satisfactory bond with surety for the faithful performance of his contract.

Your committee reports that the effect of the contracts required by the local dealers is to require them to get the school books adopted by the Board of Education exclusively from the Virginia Book Company. The said books are not sold to the local dealer, but are simply sent on consignment and the local dealer gets ten per centum (10%) for handling same. The said local dealer is also prohibited under said contract from handling any "second-hand State-adopted books except those bought by him from pupils of the public schools of Virginia."

(5) *"Whether the existence and activity of the Virginia Book Company is consistent with school public policy."*

Your committee cannot see how the "existence and activity" of the Virginia Book Company can affect "school public policy," consistently or inconsistently, directly or indirectly, under the present system if the publishers of school books are required to perform their contracts with the State Board of Education. As the House of Delegates well knows, under our present law, the State Board of Education adopts certain school books

and then enters into contracts with certain publishers to furnish them at a fixed price for a certain time, which time must not exceed seven (7) years.

These contracts are in two forms, one for high school books, a blank form of which is herewith filed, marked "Exhibit D," and one for primary and grammar grades, a form of which will be found on page seventeen of a pamphlet issued by the State Board of Education, a copy of which is herewith filed marked "Exhibit E." Each of these contracts, in clause 1, require the publishers "to sell and satisfactorily and promptly furnish and deliver to the pupils of said schools for and during the period of this contract the text books and publications, etc., \* \* \* so selected by said board" and upon the "terms and at the retail and exchange prices," therein agreed upon.

In clause three of each of these contracts it is provided, "The books and publications embraced in this contract shall be placed and kept, by the party of the second part, upon sale and exchange at points convenient and accessible to the pupils in each of the school divisions, counties and cities of the Commonwealth \* \* \* so that \* \* \* the pupils \* \* \* may be promptly supplied, etc., etc."

Clause four in each of these contracts makes it obligatory upon the contracting publishers to furnish one or more of any books mentioned in the contracts to any person in Virginia upon receipt of the contract price of same and the said publisher is required to prepay the postage or express.

By clause five of each of these contracts the said contracting publishers are required to sell books and publications named in the contract to the school authorities "of any county, city, district, division or town of this State" when ordering directly from said publishers at and for the same prices as charged any "dealer" in the State which, of course, includes the Virginia Book Company.

Clause twelve in each of these contracts provides that "at the option of the said board \* \* \* upon default in the performance of any material stipulation" in said contract the said board may terminate the same and this in addition to the right of action on bond or any other remedy which may be had.

These extracts and a comparison of the contracts between the publishers and the State Board of Education and the contracts between the Virginia Book Company and publishers and those between the Virginia Book Company and local dealers, considered with the testimony given before your committee, convinces the committee that the publishers are not complying with their contracts with the Board of Education and that there is considerable conflict between the contracts the publishers have with the Board of Education and those they have with the Virginia Book Company.

Your committee is fully convinced, however, that under the contracts the State Board takes from the publishers, which contracts are accompanied by sufficient bonds, and under the law as it is, the State Board of Education is amply empowered to enforce the publishers to perform their contracts and if this is done the Virginia Book Company is absolutely powerless so far as affecting either the price or delivery of school books is concerned.

Your committee finds that the Virginia Book Company was incorporated June, 1911, and started in business July, 1911, since which time the conditions have very much improved as to delivery of books, but there is still great room for improvement as some rural districts have no local dealer handling school books for a stretch of twenty miles or more and your committee is of opinion that the Virginia Book Company is inclined to limit the local dealers to too small a number and that this is a violation of the contracts the Board of Education holds with the publishers.

If the publishers choose to have a central office or agency in the State from which to distribute all school books, your committee can see no objection to it, whether that office or agency be the Virginia Book Company or some other concern—in fact, your committee is of opinion that it is better and more convenient for school officers and pupils and local dealers to have one place to which they can go or write and get all school books than to have to go to one place for a speller, another for an arithmetic, etc., etc.

But, your committee is of opinion that the State need not worry over the method of distribution, etc., of books, but should strike at the root of the whole matter through her Board of Education by saying to the contracting publisher, "You are under contract to furnish and deliver at convenient places where all pupils of this State can get them promptly, all school books, etc. Now, we demand the same or you forfeit your bond."

Your committee deems it just and right to the Virginia Book Company, the publishers that they called upon for evidence, and the State Board of Education, to say that we found all of the said parties, their agents and representatives, exceeding fair and frank and ready and willing to aid us in this investigation.

All of which is respectfully submitted this 30th day of January, 1912.

S. T. A. KENT,  
W. A. WILLEROY.

*To the House of Delegates of Virginia:*

Your committeeman, appointed to investigate the Virginia Book Company, after hearing various witnesses testifying on oath, begs to say that he does not believe the Virginia Book Company is in any sense of the word a "trust," but only an agent of the publishers to distribute the books at convenient points, accessible to the children.

The Virginia Book Company does not, nor can it, add a single cent to the costs of the books. The prices of the books are agreed upon by the State Board of Education and the publishers and the Virginia Book Company merely delivers the school books at these fixed prices at convenient and accessible points.

The Virginia Book Company commenced the immense job of delivering the books, to the various sections of the State, late in July, 1911, and their success is a matter of surprise to those acquainted with the magnitude of the undertaking.

The school officials, under oath, testified before your committee that the Virginia Book Company was by far the most satisfactory plan of distribution ever adopted. Your committeeman, therefore, is forced to the conclusion that the Virginia Book Company, in its activities, is a benefit to the schools of Virginia.

Respectfully submitted,

S. H. LOVE.

## EXHIBIT A.

THIS AGREEMENT, made and entered into this 18th day of July, 1911, by and between The Prang Company, a corporation organized under the laws of the State of Maine, hereinafter referred to as the party of the first part, and the VIRGINIA BOOK COMPANY, OF RICHMOND, VIRGINIA, a corporation chartered under the laws of the State of Virginia, hereinafter referred to as the party of the second part; WITNESSETH,

THAT, WHEREAS, on the 8th day of July, 1908, the party of the first part entered into written contracts with the State Board of Education of Virginia for the furnishing and distribution of the following books or publications, for a period of four years, beginning August 1, 1908, and ending August 1, 1912, and September 9, 1910, beginning July 1, 1910, and ending July 1, 1914, respectively, copies of which contracts are attached hereto and made a part of this agreement as fully and to the same extent as incorporated in the body hereof;

| NAME OF TEXT-BOOK<br>OR PUBLICATION.                     | Retail<br>Price. | Exchange<br>Price. |
|--|------------------|--------------------|
| Art Education Drawing Book Course,<br>Eight-Book Series— |                  |                    |
| Books 1, 2 and 3, each .....                             | \$ .13           |                    |
| Books 4, 5, 6, 7 and 8, each .....                       | .18              |                    |
| Three-Book Series—                                       |                  |                    |
| Primary Book, each .....                                 | .18              |                    |
| Intermediate and Advanced book, each.....                | .20              |                    |
| Art Education for High Schools, each.....                | 1.00             |                    |

NOW, THEREFORE, In consideration of the premises, it is mutually agreed between the parties hereto as follows:

FIRST. The party of the first part hereby agrees that it will sell to the party of the second part, f. o. b. Richmond, Va., in quantities of one hundred pounds or more, a quantity of the above named books or publications sufficient to meet all immediate and necessary demands for the same throughout the State of Virginia, and that thereafter, it will, within thirty (30) days after notice from the said party of the second part, sell said books or publications to it in such quantities as it may order, and that such books or publications shall in all respects comply with the specifications fixed in said contract with the State Board of Education of Virginia, including the subject-matter, printing, binding, and, in general, the quality and excellence stipulated for in said contract, together with the endorsement with respect to prices required by said contract to be stamped on such books or publications; provided, that in placing orders for stock, said party of the second part shall exercise due care to the end that reasonable and proper supplies may be furnished.

SECOND. The party of the first part further agrees that the books sold by it to the party of the second part shall be invoiced at the retail prices fixed in said contract with the State Board of Education of Virginia, less a discount of twenty per cent.



Said party of the first part further agrees to accept from said party of the second part all books received in exchange, under the State contract entered into between the party of the first part and the State of Virginia, and will credit the account of the party of the second part with said books at the exchange values hereinbefore provided, less twenty per cent. (20%) discount allowed on sales.

THIRD. The party of the second part agrees that it will, during the continuance of said contract with the State Board of Education of Virginia, unless this agreement is sooner terminated as hereinafter provided, at all times keep on hand a stock or supply of said books or publications sufficient to meet all immediate demands, in accordance with the terms of this agreement.

That it will place on sale in such county in the State of Virginia the books or publications above named, in quantities sufficient to meet all immediate demands, and it will thereafter at all times keep, or cause to be kept, such books or publications on sale in each county, and in sufficient quantities, and will in all respects comply with and fulfil all the obligations resting upon the party of the first part hereto under its contract with the State Board of Education of Virginia, respecting the sale, distribution and exchange of said books.

That it will, before its supply of any books or publications is exhausted, order from the party of the first part the number of such books or publications then needed to meet all demands; and after such order is given the party of the first part shall have thirty days after the same is deposited in the postoffice at Richmond, Virginia, within which to ship the said books or publications from factory or regular shipping point to the party of the second part.

If the orders for such books or publications, sufficient to meet the immediate demands, are not shipped by the party of the first part to the party of the second part f. o. b. Richmond, Va., by or before the expiration of each thirty (30) day period, the party of the first part shall alone be liable for the penalties thereby incurred under the said contract with the State Board of Education of Virginia.

But if such books or publications are so shipped to the party of the second part on or before the expiration of each thirty (30) day period as before provided, then the party of the second part shall be liable to the party of the first part for any, and all, penalties incurred and paid under said contract with the STATE BOARD OF EDUCATION of Virginia for failure to keep the same at all times on sale in each county; and the party of the second part hereby agrees to reimburse said party of the first part the amount of such penalties so incurred and paid.

The party of the first part further agrees to deliver f. o. b. any railroad station in Virginia, on the order of the party of the second part, in quantities of one hundred pounds or more, by freight, said State adopted books. It is understood, however, that said party of the second part will not hold the party of the first part liable in case of failure of delivery within said thirty (30) days' time.

**FOURTH.** During the exchange period the party of the second part, as prescribed by the State Board of Education, will sell the new adopted books of the party of the first part, when old books of corresponding grade and subject, by other authors, in actual use, are given in exchange, at contract exchange prices, it being expressly understood that after said date of termination of the exchange period no old books are to be received in exchange for copies of said books or publications. The party of the second part further agrees to take in exchange only books in serviceable condition and those actually in use in the schools.

**FIFTH.** The party of the second part further agrees to collect old books taken in exchange, box and ship the same on request of the party of the first part, f. o. b. cars at Richmond, Virginia, or any other point in the State of Virginia where one hundred pounds or more of old books can be collected; provided, it is not the wish of the party of the first part that these old books are to be destroyed in Richmond, Virginia, without charge for boxes, local transportation or other services connected with the handling of such exchange stock.

**SIXTH.** The party of the second part agrees to remit to the party of the first part on the fifteenth day of each month during the period covered by this contract, payment in full for the books sold by it, said remittance to be made in currency or New York Exchange, and to be accompanied by a statement showing the total sales at retail prices and the total sales at exchange prices, except that no statement of sales or remittance need be made during June, July and August.

Stock reports are to accompany these monthly statements and these stock reports are to indicate the number of books in the hands of the party of the second part and also the number in the hands of its agencies throughout the State. Said party of the second part further agrees to settle and pay all of the final indebtedness to said party of the first part within ninety (90) days after the termination of this contract.

**SEVENTH.** The party of the second part covenants and agrees that it will not, under any circumstances, sell, supply or furnish, or permit its county agents to sell, supply or furnish any books herein named to any person, firm or corporation outside of the State of Virginia.

The party of the second part further agrees that it will not keep in stock, sell or offer for sale, second-hand copies of any books herein named, or other edition of said books.

**EIGHTH.** The party of the second part further agrees to furnish the party of the first part, when requested, a list of all county agents, and also, as may be desired by the party of the first part, to permit an examination of the books and records in which are kept the accounts of all transactions under the agreement and of all receipts, sales and deliveries of books.

**NINTH.** The party of the second part agrees to keep insured all stock in hand and all books taken in exchange at Richmond, Virginia, in such amount as may be required by the party of the first part, said insurance

policies to be made out in the name of the party of the second part and assigned and delivered to the party of the first part, as security for the account of the party of the first part. Such policies of insurance to be endorsed thereon the following: "Loss, if any, under this policy shall be payable to \_\_\_\_\_, assignee, as its or their, interest may appear at the time of fire. In case of fire, without such insurance, after notification, said party of the second part shall be liable to the party of the first part, at invoice prices, for all stock damaged or destroyed."

TENTH. The party of the first part agrees to turn over promptly to the party of the second part all orders for its publications adopted by the State Board of Education of Virginia under the contract above referred to, during the period of said contract; except that said party of the first part reserves the right to fill orders in the State of Virginia from such individual schools in the State as handles their own books and do not buy their regular supplies through a book dealer or agent.

ELEVENTH. The party of the second part further agrees that it will not sell or assign, by way of mortgage or otherwise, or in any way dispose of its interest in this agreement or any part thereof, without the consent in writing of the said party of the first part had been obtained, and that in case of any assignment or sale of the interest of the said party of the second part of any part of this agreement, the party of the first part shall have the option to terminate this agreement, and in that case the party of the first part shall be relieved from all further liabilities thereunder.

TWELVE. The party of the second part further agrees and binds itself not to furnish to any person whatever any figures or reports giving the sales of any of the books of the party of the first part, or the amounts received therefor, except to the party of the first part or its authorized agent.

THIRTEENTH. The party of the second part agrees to give the party of the first part a satisfactory bond in the sum of \_\_\_\_\_ dollars of some surety company authorized to do business in the State of Virginia, guaranteeing the performance of this contract in each and all particulars, but the party of the first part shall have the right to call upon the party of the second part for additional bond at any time it thinks necessary. The total sum of the bond to be given by the party of the second part, however, shall not be greater than the bond given by the party of the first part to the State of Virginia.

FOURTEENTH. The party of the second part agrees that during the entire time covered by the existence of this contract, it will maintain a position of absolute neutrality with respect to all school book publishers so far as the adoption or sale of such school books is concerned throughout the State of Virginia, not only with respect to the books adopted by the Virginia State Board of Education, but also to all books used in the schools of Virginia, whether covered by the State adoption or not.

**FIFTEENTH.** It is understood and agreed that at the expiration of the contract, the party of the first part will, at the option of the party of the second part, buy back from the party of the second part all books in good condition which shall then remain unsold at the prices at which said party of the second part purchased said books from the party of the first part.

**SIXTEENTH.** The party of the first part reserves a lien upon the stock of books sold by it to the party of the second part, which the party of the second part from time to time may not have sold to secure the payment of any amount which the party of the second part may owe said party of the first part on account of the purchase of said books, a memorandum of which may be recorded or docketed, and such lien enforced in the manner provided by section 2662 of the Code of Virginia, edition of 1904, commonly known as "Pollard's Code."

**SEVENTEENTH.** It is further understood and agreed that either party may terminate this contract by giving the other party sixty (60) days previous notice in writing, addressed to the other at its place of business and send by registered mail.

**EIGHTEENTH.** It is agreed that this contract shall be signed by the parties hereto in duplicate, and one copy shall be delivered to each party.

IN WITNESS WHEREOF, the parties have executed this contract in duplicate, the party of the first part by its treasurer, and the party of the second part by Victor R. Smith, president, who is duly authorized to sign for on behalf of VIRGINIA BOOK COMPANY, Inc., and the respective seals of said parties are hereunto affixed on this day and year first written above.

THE PRANG COMPANY,

By GEO. L. CADE,  
*Treasurer.*

Seal.

VIRGINIA BOOK COMPANY,

Attest.

By VICTOR R. SMITH,  
*President.*

WITNESS,

T. W. FOSTER.

#### EXHIBIT B.

THIS CONTRACT, made and entered into this 8th day of September, 1911, by and between the VIRGINIA BOOK COMPANY, Inc., a corporation chartered under the laws of the State of Virginia, of Richmond, Virginia, party of the first part (hereinafter called the first party) and TALIAFERRO & ANDERSON, of Ware Neck, county of Gloucester, and State of Virginia, party of the second part (hereinafter called the second party); WITNESS-ETH,

Whereas, under the laws of the State of Virginia, certain text books have been adopted, to be used in the free public schools of the State of Virginia; and,



Whereas, the State Board of Education of Virginia has entered into contracts with certain publishers whereby said publishers obligate themselves to furnish certain text books at certain fixed prices, etc., etc., and

Whereas, the first party has been selected by said publishers as the distributor of said books under said contracts in all the counties in said State, with which publishers the first party has entered into contracts, all of which are hereby referred to, incorporated in, and made a part hereof; and,

Whereas, it is necessary for the first party to establish agencies, as provided by said contracts, in all counties of the State of Virginia, for the distribution of said books:

Now, THEREFORE, for and in consideration of the sum of one (\$1.00) dollar to the first party in hand paid by the second party, receipt of which is hereby acknowledged, and in further consideration of the covenants hereinafter set forth in this instrument, the said first party hereby covenants and agrees as follows:

1. That the second party shall have an agency at Ware Neck, county of Gloucester, State of Virginia, for the sale of the said text books to residents of that place, and to all patrons of the public schools who trade there.

2. That until the 1st day of July, 1912, the first party will consign to the second party each of the said books above named to enable said first party to carry out its contract with said publishers. The first party will allow the second party, at settlement, to deduct a commission of ten (10) per cent. from the cash received by him from the sale of said books; said cash so received is to be held in trust by the party of the second part for the party of the first part until remitted. Second party is also to deduct the freight paid by him to his railroad station on shipments of one hundred (100) pounds or more.

3. The second party, for and in consideration of the sum of one (\$1.00) dollar, in hand paid by the first party, receipt of which is hereby acknowledged, hereby covenants and agrees as follows:

4. To order from the first party, and keep constantly in hand, a stock of said books, sufficient to supply all demands, and promptly pay on the first day of each month for all books sold during the preceding month, and to sell the books at retail to all persons, including pupils and patrons of the public schools, at the retail contract price printed on each book, in accordance with said contracts of the publishers with the State of Virginia as above provided.

5. To sell the said books at the prices fixed by law and printed on each book to any parent or pupil in his county.

6. To make report on sales of all books on October 1, 1911, and every thirty days thereafter, accompanying said report with a remittance in full payment for all books sold, less ten per cent. commission on sales.

7. The said second party will permit the first party, from time to time, in person or by agent, as often as the first party shall see fit, to examine the books and papers of the second party in which are kept the accounts and transactions under this contract, and of all receipts, sales, and deliveries and of books on hand.

8. The second party agrees that he will not buy the adopted books from any other party, except the first party, and that he will not sell, supply, or

furnish any of the books herein named to any person, firm or company outside the State of Virginia, under any circumstances; and that he will not sell said books to any person, firm or company within the State of Virginia, except at the retail contract price printed on said books.

9. The second party agrees he will not keep in stock or sell, or offer for sale to the public free schools, any edition whatever of the adopted books except the Virginia State contract edition, to be supplied to him by the first party exclusively; and that he will not keep in stock, sell, or offer for sale, second-hand copies of any of the books named in said State contracts, except those exchanged with pupils or patrons of schools.

10. The second party hereby covenants and agrees to be responsible to the first party for all loss or injury to books by fire or otherwise, at their retail contract price, less the commission to which the said party would be entitled upon sale. The second party further agrees to keep all State contract books wrapped in paper in their original packages as far as possible, or otherwise protected, so as to preserve them from injury.

11. It is mutually agreed that this contract shall continue for the term of one year from July 1, 1911, provided the second party shall continue and remain in business for that length of time; but the first party shall have the right to terminate said agency upon the failure of the second party to comply with any term or condition of this contract.

12. The second party agrees that if he shall fail or refuse to keep in stock a sufficient supply of books, and to sell them at the contract price, and if on account of such failure or refusal the State of Virginia, or the publishers, should sue and recover from the first party, then the second party acknowledges his indebtedness to the first party for the full amount of such judgment as may be obtained because of the violation of the said contract of said second party, together with all costs of court and attorney's fees, and he agrees to pay the amount of such judgment, and to hold harmless the first party against any loss whatever on that account.

13. The second party hereby agrees that he will comply with all the rules and regulations prescribed by the first party and by the State Board of Education of the State of Virginia for the introduction of the said books, and to comply with all laws of State of Virginia affecting this contract now existing or hereafter enacted.

14. It is fully understood between the parties hereto that the first party is to perform his obligations under this contract agreeably to the laws of Virginia now in force or hereafter enacted.

15. The party of the first part reserves a lien upon the stock of books sold by it to the party of the second part, which the party of the second part from time to time may not have sold to secure the payment of any amount which the party of the second part may owe said party of the first part on account of the purchase of said books, a memorandum of which may be recorded or docketed, and such lien enforced in the manner provided by section 2462 of the Code of Virginia, edition of 1904, commonly known as "Pollard's Code."

16. It is further agreed that the amount of stock which may be returned by the second party at the expiration of this contract on July 1, 1912, and for which the first party shall give the second party credit, shall not

exceed twelve and one-half per cent. (12½%) of the amount of the sales of each book reported to the first party during the twelve months preceding the expiration of this contract between the parties hereto. It is further agreed that all books that are in good condition may be returned at the end of the year provided proper care is used in placing orders.

17. The second party agrees within ten (10) days from the date hereof to furnish a bond to the first party in the sum of two hundred and fifty (\$250) dollars, with two or more sureties satisfactory to the first party, as surety thereon, so conditioned as to secure to the first party the faithful performance of each and all of the obligations of the second party under this contract; which said sureties shall not be members of the firm, nor officers, directors or stockholders of the corporation, as the case may be, appointed as agent under the term of this contract.

IN WITNESS WHEREOF, the parties have hereunto set their hands this, the 28th day of September, 1911. Executed in duplicate.

VIRGINIA BOOK COMPANY, Inc.,

By HUGH STOCKDELL.

AGENT—TALIAFERRO & ANDERSON, Ware Neck, Va.

Witness—E. L. ROBINS.

Witness—S. G. ANDERTON.

#### EXHIBIT C.

STATE OF VIRGINIA, }

COUNTY OF HENRICO. }

THIS CONTRACT, made and entered into this, the — day of —, 191—, by and between the VIRGINIA BOOK COMPANY, Inc., a corporation chartered under the laws of the State of Virginia, of Richmond, Virginia, party of the first part (hereinafter called the first party), and — of — county of —, State of Virginia, party of the second part (hereinafter called the second party): Witnesseth, that

Whereas, the State Board of Education of Virginia has entered into contracts with certain publishers, whereby said publishers obligate themselves to furnish certain text books at certain fixed prices, etc., etc.

Now, therefore, for and in consideration of the sum of one dollar (\$1.00) to the first party in hand paid by the second party, receipt of which is hereby acknowledged, and in further consideration of the covenants hereinafter set forth, the said first party hereby agrees as follows:

1. That the second party shall have an agency at —, county of —, State of Virginia, for the sale of the said text books to all patrons of the public schools.

2. That the first party will consign to the second party each of the said books. The first party will allow the second party, at settlement, to deduct a commission of ten (10) per cent. from the amount of the sales of the said books made by the second party: said amount so received is to be held in trust by the party of the second part for the party of the first part until remitted. Second party is also to deduct the freight paid by him to his railroad station on shipment of fifty (50) pounds or more.

3. The second party, for and in consideration of the sum of one dollar (\$1.00), in hand paid by the first party, receipt of which is hereby acknowledged, hereby agrees as follows:

4. To order from the first party and keep constantly on hand, a stock of said books, sufficient to supply the demand; and promptly pay on the first day of each month for all books sold during the preceding month; and to sell the books at retail to the pupils and patrons of the public schools at the State contract prices.

5. To make report on sales of all books on ———, 191—, and every thirty days thereafter, accompanying said report with a remittance in full for all books sold, less ten per cent. commission on sales.

6. The second party agrees that he will not sell, supply or furnish any of the books herein named to any person, firm or company outside the State of Virginia; and that he will not dispose of said books except at the retail contract prices of said books.

7. The second party agrees that he will not handle any second-hand State-adopted books, except those bought by him from pupils of the public schools of Virginia.

8. The second party agrees to be responsible to the first party for all books delivered to second party.

9. The party of the first part reserves a lien upon the stock of books sold by it to the party of the second part, which the party of the second part from time to time may not have sold, to secure the payment of any amount which the party of the second part may owe said party of the first part on account of the purchase of said books, a memorandum of which may be recorded or docketed, and such lien enforced in the manner provided by section 2462 of the Code of Virginia, edition of 1904, commonly known as "Pollard's Code."

10. It is further agreed that all books covered by this contract, in good condition, may be returned at the expiration of the contract, provided care is used in placing orders, and that the first party will pay freight charges on such books returned.

11. The second party agrees, within ten (10) days from the date hereof, to furnish either personal or surety bond to the first party, in the sum of ——— dollars, with surety satisfactory to the first party, for the faithful performance of the obligations of the second party under this contract.

12. Either party may cancel this contract by giving thirty days' written notice, sent by registered letter, to the other party.

IN WITNESS WHEREOF, the parties have hereunto set their hands, this the ——— day of ———, 191—. Executed in duplicate.

VIRGINIA BOOK COMPANY, Inc.

By \_\_\_\_\_

AGENT \_\_\_\_\_

#### EXHIBIT D.

THIS AGREEMENT, made this the ——— day of ———, 1910, between the STATE BOARD OF EDUCATION OF VIRGINIA, party of the first part, and \_\_\_\_\_ party of the second part, witnesseth as follows:

WHEREAS, the text books and publications of the party of the second part hereinafter mentioned and described have been selected by said board



for use, as per adoption by the State Board of Education, in the public high schools of the State for four years from July 1, 1910;

Now, THEREFORE the party of the second part in consideration of the selection and adoption of said text books and publications, and the placing of them upon the official authorized list thereof for use in said schools as aforesaid, covenants, promises and agrees as follows, to-wit:

1. To sell and satisfactorily and promptly furnish and deliver to the pupils of said schools for and during the period of this contract the text books and publications published by the party of the second part, so selected by said board and hereinafter mentioned, upon the terms and at the retail and exchange prices therefor, respectively hereinafter set forth. The following are the text books and publications referred to and embraced in this contract and the retail and exchange prices at which the same shall be respectively so sold, furnished and delivered:

| Name of text book or publication. | Retail price. | Exchange price. |
|-----------------------------------|---------------|-----------------|
| _____                             | \$_____       | \$_____         |
| _____                             | \$_____       | \$_____         |

2. The aforesaid books or publications, which are to be supplied and sold under this contract, shall be equal in paper, binding, print, and workmanship to the sample copies submitted to the said board and now on file in the office of the Superintendent of Public Instruction of Virginia.

3. The books and publications embraced in this contract shall be placed and kept, by the party of the second part, upon sale and for exchange at points convenient and accessible to the pupils, in each of the school divisions, counties and cities of the Commonwealth, so that the pupils in all the public high schools in said school divisions, counties and cities may be promptly supplied with said books whenever they may desire to obtain the same, either by purchase at the retail prices, or by exchange at the exchange prices, or otherwise upon the terms therefor as fixed by this contract. Should there be any failure to carry out the provisions of this section of the contract in any county or city of this State where public high schools have been or may hereafter be established, and in each and every instance of such failure, the said party of the second part shall pay to the said party of the first part the sum of fifty dollars as liquidated damages, recoverable by action or motion on ——— bond, and for the payment of each and all of said sum or sums the said party of the second part and the sureties on ——— bond shall be liable.

4. If any of the people of Virginia shall order one or more copies of the aforesaid text books or publications for use in said schools, and shall inclose therefor money, or postoffice money order, to cover the said retail price, therefor, then the party of the second part will promptly transmit such book or books, by mail or express, to such citizen, postage or express charges prepaid by the party of the second part.

5. Should the school authorities of any county, city, district, division or town of this State desire to purchase the aforesaid books or publications, directly from the party of the second part, then the said second party will sell and deliver the same to said school authorities, at the same prices at which the said books or publications may be supplied by the party of the second part to dealers in said State.

6. The party of the second part hereby covenants and agrees with the party of the first part that the price to be paid by any of the people of the State, or pupils or patrons of the public high schools of Virginia for said text books and publications, during the life of this contract shall not exceed the lowest retail price at which such books are sold to the pupils or patrons of the public schools of any other State, county, township, or school district, or to any individual in the United States. And the party of the second part hereby in this behalf promises and guarantees to the party of the first part, that any further reduction in the price of said books and publications during the life of this contract, made anywhere or to any one, shall also be made to the party of the first part, and to the people of the State, and to the pupils and patrons of said schools. If the party of the second part fails to make the retail prices of said text books and publications as low to the people of the State, and to the pupils and patrons of the public high schools of Virginia as the same books and publications are supplied to the pupils of the public schools of any other State, corporation, or person, at any time during the continuance of this contract, then it shall be the duty of the said board to declare this contract to be thereupon terminated and at an end, and the party of the first part shall have a right of action on—— bond for any and all damages accruing or which may be sustained on account of the party of the second part having broken or failed to perform any of the covenants, undertakings or obligations of this contract incumbent upon the party of the second part to be performed. All the provisions of this section are subject to the provisions of section 14 of this contract.

7. The party of the second part agrees not to introduce, or permit to be introduced if in —— power to prevent it, into the public high schools of Virginia, during the life of this contract, any edition of any book embraced in this contract other than the edition which has been selected by said board as aforesaid, except on such conditions as may be prescribed by previous resolution of the State Board of Education, and it is further agreed that no alteration or change shall be made in the text of said selected edition or editions without the previous consent and approval of the said State Board of Education.

8. The party of the second part agrees to observe and comply with the existing laws of this State and the existing regulations adopted by the State Board of Education governing and concerning the use, uniformity and introduction of text books into the public high schools of the State of Virginia.

9. The party of the second part agrees that it will not, either directly or indirectly or by means of co-operation or combination with any other publishing house or representative thereof, or other person, place or endeavor to place, in the hands of the pupils of the public high schools of Virginia any of —— books or publications, so selected, except in the order in which the said books are prescribed to be used by the laws of Virginia and the rules and regulations of the State Board of Education.

10. The party of the second part agrees to take all text books in merchantable condition, which are displaced by the books embraced in this contract, and which are in the hands of the dealers of this State, off the hands of said dealers, and to credit the dealers having such displaced books the net cost of such books to said dealers, respectively, but subject, however,

to such modifications, rules, and regulations as have been or may hereafter be adopted by the State Board of Education.

11. It is understood that the party of the second part has, at or before the making of this contract, filed with the Superintendent of Public Instruction the bond approved by the Attorney General of this State, provided for by the sixth clause of section 1433 of the Code of Virginia, as amended by chapter 292 of the Acts of the General Assembly of Virginia, passed at its session held in 1908, approved March 14, 1908.

12. This contract shall, at the option of the said board, terminate and be at an end in the event that the party of the second part shall make default in the performance of any material stipulation herein contained. This remedy shall be in addition to any other to which the party of the first part, the people of the State, the pupils or the patrons of said schools, or the Commonwealth, are or may be entitled to avail of under this contract, in the event of any such default being made; or the party of the first part, at its election, of which notice in writing must be given to the party of the second part, may continue this contract and require the party of the second part to furnish said text books under this contract at such reduced prices which they have given elsewhere, but subject to the provisions of section 14 of this contract.

13. It is further stipulated and agreed that in any action or motion on this contract, or on the bond referred to above and executed as provided for in this contract, that it shall be lawful for the party of the first part to recover in such action or motion any and all damages sustained by the party of the first part as such board and as the representative of the public high schools of this State, and also all such damages as may be sustained by any of the people of this State, or any or all of the pupils or patrons of the public high schools of this State, individually or collectively.

14. It is further stipulated and agreed that in any action or motion which may be brought on this contract or on said bond executed as aforesaid, on account of the action of the party of the second part in selling or furnishing the said text books, or text books of like kind, to any other State, county or municipality or other person, at a lower price than is contracted or stipulated for in this contract, that it shall be lawful for the party of the second part to plead and prove in bar or in mitigation of damages that the reduction in price of the said text books so sold to other parties as aforesaid, was caused solely on account of the difference in the methods or cost of distribution prevailing in such place where such text books were sold, and that the method or cost of the distribution of the said text books to the pupils and patrons of the high schools in such place or places was so far different from the methods or cost of distribution of such text books prevailing in Virginia as to justify and warrant such reduction in the price.

15. It is further understood, stipulated and agreed that this contract and the said bond executed contemporaneous therewith, is to constitute one complete contract, and is to be and remain a Virginia contract, and the parties of the second part stipulate and agree that no suit brought against it on this contract by the party of the first part shall be removed by the party of the second part into any of the courts of the United States.

16. It is further contracted, stipulated and agreed that the period for

the exchange of books provided for in this contract shall continue up to the fifteenth day of September, 1911, and terminate on that day.

In testimony whereof, the STATE BOARD OF EDUCATION OF VIRGINIA has caused these presents to be signed by J. D. Eggleston, Jr., its president, and to be attested by R. C. Stearnes, its secretary, and the said party of the second part has caused these presents to be signed and sealed by \_\_\_\_\_, its \_\_\_\_\_, with its corporate seal attached by \_\_\_\_\_, its secretary.

STATE BOARD OF EDUCATION OF VIRGINIA, (Seal)

By \_\_\_\_\_,  
President.

\_\_\_\_\_,  
Secretary.

\_\_\_\_\_, (Seal)

By \_\_\_\_\_,  
President.

Attest:

\_\_\_\_\_,  
Secretary.

#### STATE OF VIRGINIA.

§ \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS, That we, \_\_\_\_\_ principal, and \_\_\_\_\_ sureties, are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of \_\_\_\_\_ dollars, to the payment whereof well and truly to be made, we bind ourselves and our legal and personal representatives and successors jointly and severally, firmly by these presents. And we waive the benefit of our homestead exemption as to this obligation, and also any claim or right to discharge any liability to the Commonwealth arising under this bond, with coupons detached from the bonds of the Commonwealth.

IN TESTIMONY WHEREOF we have hereunto subscribed our names and fixed our seals, this the \_\_\_\_\_ day of \_\_\_\_\_, 1910.

The condition of the above obligation is as follows: The said principal obligor has entered into a contract in writing of even date herewith with the State Board of Education of Virginia for selling, furnishing, and supplying to the people of the State, and to the pupils and patrons of the public high schools of Virginia certain text books and publications which have been selected by said board upon the terms set forth in said contract in which said text books and publications are mentioned, which contract has been executed by the parties thereto and has been signed and delivered by them, and which said contract in writing in full and as a whole is here referred to and made a part hereof as fully as if said contract was herein copied in full as a part hereof.

Now if the said \_\_\_\_\_, principal obligor, shall well and truly and faithfully comply with, discharge, and perform said contract in all particulars, and shall observe the requirements of the Act of the General Assembly of Virginia, approved March 14, 1908, published as



chapter 292 of said acts, and the other laws of the Commonwealth of Virginia relating thereto, then the above obligation is to be void, otherwise to remain in full force and virtue.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 1910.

\_\_\_\_\_(Seal.)

By \_\_\_\_\_

Attest:

\_\_\_\_\_,

*Secretary.*

\_\_\_\_\_(Seal.)

By \_\_\_\_\_

Attest:

\_\_\_\_\_,

*Secretary.*

### EXHIBIT E.

#### CONTRACT WITH PUBLISHERS.

THIS AGREEMENT, Made this, the \_\_\_\_\_ day of \_\_\_\_\_, 1908, between the STATE BOARD OF EDUCATION OF VIRGINIA, party of the first part, and \_\_\_\_\_, party of the second part, witnesseth as follows:

WHEREAS, the text books and publications of the party of the second part hereinafter mentioned and described have been selected by said board for \_\_\_\_\_ use in the public free schools of the State for four years from August 1, 1908, now therefore the party of the second part, in consideration of the selection and adoption of said text books and publications, and the placing of them upon the official authorized list thereof for use in said schools as aforesaid, covenants, promises and agrees:

1. *To sell and satisfactorily and promptly furnish and deliver to the pupils of said schools for and during the period of this contract the text books and publications published by the party of the second part, so selected by said board and hereinafter mentioned, upon the terms and at the retail and exchange prices therefor, respectively, hereinafter set forth. The following are the text books and publications referred to and embraced in this contract and the retail and exchange prices at which the same shall be respectively so sold, furnished and delivered:*

| Name of text book or publication. | Retail price. | Exchange price. |
|-----------------------------------|---------------|-----------------|
| _____                             | \$_____       | \$_____         |
| _____                             | \$_____       | \$_____         |

2. The aforesaid books or publications, which are to be supplied and sold under this contract, shall be equal in paper, binding, print, and workmanship to the sample copies submitted to the said board and now on file in the office of the Superintendent of Public Instruction of Virginia.

3. The books and publications embraced in this contract shall be placed and kept, by the party of the second part, upon sale and for exchange

at points convenient and accessible to the pupils, in each of the school divisions, counties and cities of the Commonwealth, for which said books have been selected, so that the pupils in all the public schools in said school divisions, counties and cities may be promptly supplied with said books whenever they may desire to obtain the same, either by purchase at the retail prices, or by exchange at the exchange prices, or otherwise upon the terms therefor as affixed by this contract. Should there be any failure to carry out the provisions of this section of the contract, and in every instance of such failure, the said party of the second part shall pay to the said party of the first part the sum of fifty dollars as liquidated damages, and for the payment of such sums the said party of the second part and the sureties on his bond shall be liable.

4. If any citizen of Virginia shall order one or more copies of the aforesaid text books or publications, and shall inclose therefor money, or post-office money order, to cover the said retail price therefor, then the party of the second part will promptly transmit such book or books, by mail or express, to such citizen, postage or express charges prepaid by the party of the second part.

5. Should the school authorities of any county, city, district, division or town of this State desire to purchase the aforesaid books or publications, directly from the party of the second part, then the said second party will sell and deliver the same to said school authorities, at the same prices at which the said books or publications may be supplied by the party of the second part to dealers in said State.

6. The party of the second part hereby covenants and agrees with the party of the first part that the price to be paid by the pupils or patrons of the public schools of Virginia for said text books and publications during the life of this contract shall not exceed the lowest retail price at which such books are sold to the pupils or patrons of the public schools of any other State, county, township, or school district, or to any individual in the United States, where similar conditions prevail. And the party of the second part hereby in this behalf promises and guarantees to the party of the first part, that any further reduction in the price of said books and publications during the life of this contract, made anywhere or to any one, shall also be made to the party of the first part, and to the pupils and patrons of said schools. If the party of the second part fails to make the retail prices of said text books and publications as low to the pupils and patrons of the public schools of Virginia as the same books and publications are supplied to the pupils of the public schools of any other State, corporation or person, at any time during the continuance of this contract, then it shall be the duty of the said board to declare this contract to be thereupon terminated and at an end.

7. The party of the second part agrees not to introduce into the public schools of Virginia, during the life of this contract, any edition of any book embraced in this contract other than the edition which has been selected by said board as aforesaid, except on such conditions as may be prescribed by the State Board of Education, and it is further agreed that no alteration or change shall be made in the text of said selected edition or editions without the consent and approval of the said State Board of Education.

8. The party of the second part agrees to observe and comply with the regulations adopted by the State Board of Education on the 19th of May, 1908, concerning the use, uniformity and introduction of text books into the public schools of the State of Virginia, which said regulations are published on pages \_\_\_\_\_ of the pamphlet of which this contract forms a part.

9. The party of the second part agrees that it will not, either directly or indirectly or by means of co-operation or combination with any other publishing house or representative thereof, or other person, place or endeavor to place in the hands of the pupils of the public schools of Virginia any of its books or publications, so selected, except in the order in which the said books are prescribed to be used as basal, first supplementary, second supplementary, etc.

10. The party of the second part agrees to take all text books in merchantable condition, which are displaced by the books embraced in this contract, and which are in the hands of the dealers of this State, off the hands of said dealers, and to pay the dealers having such displaced books the net cost of such books to said dealers, respectively.

11. It is understood that the party of the second part has, at or before the making of this contract, filed with the Superintendent of Public Instruction the bond provided for by the sixth clause of section 1433 of the Code of Virginia, as amended by chapter 292 of the Acts of the General Assembly of Virginia, passed at its session held in 1908, approved March 14, 1908.

12. This contract shall, at the option of the said board, terminate and be at an end in the event that the party of the second part shall make default in the performance of any material stipulation herein contained. This remedy shall be in addition to any other to which the party of the first part, the pupils, or the patrons of said schools, or the Commonwealth, are or may be entitled to avail of under this contract, in the event of any such default being made.

IN TESTIMONY WHEREOF the STATE BOARD OF EDUCATION OF VIRGINIA has caused these presents to be signed by J. D. Eggleston, Jr., its president, and to be attested by R. C. Stearnes, its secretary, and the said party of the second part has \_\_\_\_\_

STATE BOARD OF EDUCATION OF VIRGINIA,

By \_\_\_\_\_

*President.*

Attest:

\_\_\_\_\_,  
*Secretary.*





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COMMUNICATION

FROM THE

Governor of Virginia

RELATIVE TO THE

COST OF A STATE STUDENT IN EACH OF THE EDUCATIONAL INSTITUTIONS OF THE STATE.

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COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, *February 2, 1912.*

*To the General Assembly of Virginia:*

With the purpose of securing information which might be of use to the General Assembly, I called on the public accountant of the State to ascertain the cost of a State student at each one of our educational institutions, and his report, which is submitted without comment, accompanies this message.

WILLIAM HODGES MANN,

*Governor.*

RICHMOND, *January 24, 1912.*

*To His Excellency WILLIAM HODGES MANN,*  
*Governor of Virginia.*

SIR:

In response to your letter of December 28, 1911, I wrote on the 9th of January, 1912, an answer which did not meet with your approval and which was returned.

I now have the honor to present the following figures as an effort to answer your inquiry:

*Virginia Polytechnic Institute.*

|   |              |
|---|--------------|
| State's annuity .....                             | \$ 66,750 00 |
| Virginia students, 428, cost the State, each..... | 155 00       |

A non-Virginia student pays tuition fee of \$50.

*William and Mary College.*

State's annuity is ..... \$ 40,000 00  
 118 State students cost the State, each ..... 339 00  
 A student pays tuition in full for \$53.

*State Female Normal School, Farmville, Va.*

State's annuity is ..... \$ 55,000 00  
 579 State students cost the State, each ..... 95 00  
 A student pays for tuition in full, \$30.

*State Normal and Industrial School for Women, Harrisonburg, Va.*

State's annuity is ..... \$ 30,000 00  
 288 students, each student costs the State ..... 104 10  
 Tuition costs the six who pay it, \$6.

*State Normal and Industrial School, Fredericksburg, Va.*

State's annuity is ..... \$ 15,000 00  
 132 students, each student costs the State ..... 113 63  
 Tuition costs those who pay it, say six, \$30.

*Virginia Normal and Industrial Institute, Petersburg, Va.*

State's annuity ..... \$ 20,000 00  
 582 Virginia students cost the State, each ..... 34 36  
 Non-Virginia students pay \$12 tuition.

*Medical College of Virginia, Richmond, Va.*

State's annuity is ..... \$ 5,000 00  
 There are fourteen Virginia students who cost the State, each .... 357 14  
 Ten are medical students; four are pharmacy students.

The medical students pay fees of \$100; the pharmacy students pay fees of \$75.

*The University of Virginia.*

State's annuity ..... \$ 80,000 00  
 252 State students, who pay a tuition fee of only ..... 10 00  
 Each of the 252 costs the State ..... 317 46

Students fees when paid in full are as follows:

Academic Department, \$135.  
 Engineering Department, \$120.  
 Law Department, \$140.  
 Department of Medicine, \$128.

*Virginia Military Institute.*

State's annuity is ..... \$ 40,000 00  
 176 Virginia students cost the State, each ..... 227 27

State cadets pay \$165.

Virginia cadets pay \$325.

Full-pay cadets pay \$400.

Very respectfully, etc.,

CARLTON McCARTHY,  
 State Accountant.

## COMMUNICATION

FROM THE

# Board of Directors of the State Penitentiary

TRANSMITTING CERTAIN REPORTS CALLED FOR BY A RESOLUTION  
ADOPTED BY THE HOUSE OF DELEGATES FEBRUARY 5, 1912.

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RICHMOND, VA., *February 6, 1912.*

*Honorable R. E. BYRD,*  
*Speaker, House of Delegates.*

DEAR SIR:

We have just been informed that the following resolution has been introduced in the House:

"That the board of directors of the State penitentiary be required to submit to the present General Assembly, within the next three days, copies of the annual reports of the superintendent of the State prison, and of the superintendent of the State farm, and of the surgeon of the penitentiary, which papers were, for some reason, not published in the last annual report of the penitentiary directorate."

We take pleasure in enclosing copies of the printed report. You will note that everything as published, with the exception of the letters, accompany the report; and we herewith enclose you copies of the following letters, which accompanied the reports and which were not published:

Letter J. B. Wood, superintendent State penitentiary, dated November 1, 1911.

Letter T. J. Davis, superintendent State farm, dated September 30, 1911.

Letter J. B. Wood, superintendent convict road force, dated November 1, 1911.

Letter Dr. Chas. V. Carrington, surgeon State penitentiary, dated September 30, 1911.

Letter Dr. E. C. Bowles, surgeon State farm, dated October 1, 1911.

We desire to state further that it is not necessary for any legislation to be enacted in order to secure any records of the institution, or the attendance of any member of the board, or any employe of the institution. The members of the board will take pleasure in being present, having any record or any employe, on call of any chairman of any committee.

In making annual report, the board gave a full and complete report of the conditions existing in all the departments to the best of its knowledge and belief. The position of the board is that what the State authorities wanted was report of the board, giving conditions and showing the management of the institution during the last twelve months; and felt that the report was report of the board; therefore, would give the facts in connection with the institution, both as to the penitentiary, State farm and road force.

The board deemed it unnecessary to publish the letters of the different officers of the institution transmitting their reports to the board. Some of them covered the management for a period of years; and that of the penitentiary surgeon was published in the newspapers of the State some time before it reached the board of directors. However, the originals are on file with the public documents of the penitentiary and can be seen at any time.

The board wants it thoroughly understood that they are ready to give any information that is desired at any time.

By order of the board.

J. D. PATTON,  
*Chairman.*

RICHMOND, VA., November 1, 1911.

*Board of Directors, Virginia Penitentiary.*

GENTLEMEN:

I hand you herewith my annual report for the fiscal year, ending September 30, 1911.

There has been a gradual reduction in the earnings of the institution for the past few years, owing to the fact that a larger percentage of the prisoners are yearly being sent to the roads, which decreases the prison population, thereby decreasing the amount of hires in the same ratio. In 1909 the average population was 1,350, from which was received \$138,024.75 for hires, and the net earnings were \$16,699.19. In 1910 the average population was 1,265, from which was received \$129,294.79 for hires, and the net earnings were \$7,333.45. In 1911 the average population was 1,235, from which was received \$126,257.67 for hires, and the net earnings were \$4,040.05. The amount received this year for hires is \$3,492.12 less than last year and the amount of net earnings is \$3,293.40 less than last year.

The daily cost per capita for 1910 was \$0.273 and for 1911 was \$0.28, a difference of \$0.007. This slight increase is due to the improvements and the cost of maintaining the heat and light plant, which cost will be greatly lessened during the coming year by the said improvements.

I invite a critical examination of the statements and tables, a careful analysis of which will show that the affairs of the institution have been handled as carefully as any other institution of its kind in our country, which in a very large measure is due to the cordial support given me by you gentlemen of the board, as well as to the faithful and loyal support of the officers and other employes of the institution.



## NEEDS OF THE PRISON.

Notwithstanding the increased cost of living, I only ask for the same appropriation for the year of 1912 and 1913 as we had for the years of 1910 and 1911.

The merit system, which was inaugurated with your approbation, has proven a great benefit to the discipline of the prison, as well as to the material welfare of the prisoner. The same faithful Christian workers have regularly ministered to the spiritual needs of the inmates during the past year.

In closing, I desire to extend to you gentlemen and each officer and employe of the prison my most grateful thanks for the cordial support given me during the past year.

Respectfully submitted,

(Signed)

J. B. WOOD,  
*Superintendent.*

*Board of Directors, Virginia Penitentiary.*

GENTLEMEN:

In handing you herewith my annual report for the fiscal year ending September 30, 1911, I desire to call your attention to a few things in regard to the crops, etc., for the fiscal year and the needs of the institution for the future.

Regarding our crops, I wish to say our corn on the low lands was very fine, but that on the up-lands and the hay crop was an entire failure, due to the continued drought which prevailed over almost the entire country, which also caused us to suffer a loss of about one-half the crop of Irish potatoes and tomatoes.

I wish to say the electric light plant and water systems, installed during the fiscal year, has demonstrated the wisdom of your honorable body by filling a long felt need—the bright lights aiding us so much in the guarding of the prisoners, and the abundant water supply protecting us from any serious loss by fire.

I earnestly recommend the building of new cells, and think it altogether necessary that we should have a sewerage system. While the health of the prison has been very good, still our present cells are very uncomfortable and unsanitary. I also recommend the building of a chapel, as the room we now use for religious services is so very small and uncomfortable that this summer we held services on our lawn.

Through the untiring efforts of Mr. L. Z. Morris, the spiritual needs of the prison have been carefully looked after by the clergy of Richmond, who have preached for us nearly every Sunday during the year, for which we feel very grateful.

In conclusion, I wish to thank you gentlemen, as well as the officers and guards of this institution, for the uniform courtesy extended me in work during the fiscal year.

Respectfully yours,

(Signed)

T. J. DAVIS.

*Board of Directors, Virginia Penitentiary.*

GENTLEMEN:

I submit herewith my annual report showing the operation of the State convict road force for the fiscal year ending September 30, 1911.

By strict economy there has been for the past two years a gradual reduction of the expenses of operating the various camps, the past year being the most satisfactory one along these various lines since the inauguration of the system.

The health of the camps has been unusually good.

The total daily average of prisoners for all camps has been 754.30.

The deaths have been seven, the majority of which were caused by diseases that were contracted before the men were received at the camps.

During the fiscal year ending September 30, 1910, we operated twelve camps for the State and two were operated by the State and paid for by the counties.

The increase of ten-hour working days made in 1911 by the State camps over those made in 1910 were 15,961.75. The increase of ten-hour working days made in 1911 by the county camps over those made in 1910 were 13,790.25. This makes a total increase of 29,752 ten-hour working days. The total number of ten-hour working days made by the fifteen camps in 1911 were 179,159.08.

The cost of a ten-hour working day for 1911 was \$0.5067, as against \$0.6671 for 1910. Daily cost per capita for 1911 amounts to \$0.3434, as against \$0.4228 for 1910.

During the year 402 felons, sentenced to the roads, and 531 men, were received from the various jails of the State, who have been worked at the camps. Reference to Table A will show that the railway lines have aided in the good roads movements by granting free transportation for men and equipment to the extent of \$1,855.20.

Various religious denominations have held frequent services at the various camps and many contributed wholesome literature for the use of the prisoners.

All employees of the road department have rendered faithful and efficient services during the past year, and I desire to express my sincere thanks and appreciation to them for their interest and co-operation in the work, and to their hearty co-operation much of the progress made during the year has been due.

Respectfully submitted,

J. B. WOOD,  
*Superintendent.*

RICHMOND, VA., September 30, 1911.

*To the Board of Directors of the Virginia Penitentiary.*

GENTLEMEN:

I hand you herewith my twelfth and last annual report. As no one of the present board of directors was connected with the institution when Governor Tyler appointed me surgeon in 1900, and as a majority of this board have only been in office a comparatively short time, I think it is proper in this, my last, report to give an account of my stewardship since 1900.

The daily average number of men in the penitentiary in 1900 was 1,217; these were crowded into 192 cells. They were badly fed, improperly clothed, and "the barrel and the lash," "the club and the cross" held high carnival. Brutality reigned supreme. "Anything is good enough for a convict" was the motto of the place.

The board of directors in 1900 and early 1901 supplied flannel shirts to every convict; this was an expensive innovation and was bitterly fought by the then authorities. Previous to this time flannels had only been issued to a very limited favored few. Pneumonia and lung complications was the order of the day.

In early 1901 the board permitted a brutal guard "to resign" and go home. This man had so brutally beaten a poor negro that for a time he was necessarily confined to the hospital until the cuts from the lash on his bare back had healed, these cuts being two and one-half inches by two inches wide in some places. The authorities supported this guard to the last ditch, and it was necessary for the board to take action before he "concluded to resign." Every cause has to have a martyr, and the brutal beating this poor negro got demonstrated the fact beyond the peradventure of a doubt that the surgeon would never tolerate punishments that became brutal or were injurious to health.

It would never do for the surgeon to undertake to manage the discipline of a prison—that is the peculiar province of the superintendent—but the surgeon should interfere with an iron hand whenever discipline becomes brutal and hurtful to health. I have, without exception, while surgeon of the penitentiary, brought every instance of brutality coming under my observation to the attention of the then superintendent, either in writing, or verbally, and have followed each case to a termination.

In 1900, I am informed, the convicts were fed three (3) meals a day for five cents or a little less each per day. The quality, variety and mode of preparation of their food has steadily improved from that time, and now, in 1911, we are feeding three meals a day at about ten cents each per day, and in my hospital men are feeding at about sixteen cents each per day.

The most horrible thing about the penitentiary in 1900 was the overcrowded condition of the cells—over 1,200 men in 192 cells. A majority of these cells not as large as an ordinary hall bed room. Good men and better women had been praying and working over some scheme to relieve these fearful overcrowded conditions for some time. In February, 1901, the penitentiary commission, consisting of Dr. Geo. M. LeCato, D. Q. Eggleston, S. M. Newhouse and A. S. Priddy, were appointed by the legislature "to investigate the overcrowded condition of the penitentiary; to suggest the best and most available means for remedying the same, and report to the next General Assembly." This, after due deliberation and exhaustive investigation, reported: "As to the overcrowded condition of the Virginia State Penitentiary, there can be but one verdict. The condition is almost inconceivable to the human mind, and it would be difficult indeed to conceive of any penal institution being permitted to continue under such intolerable conditions. Visitors from all parts of the country—from Florida to Maine—have turned away from the contemplation of its sickening horrors in wonder and amazement that the State of Virginia would countenance the continuance of such dreadful conditions." "We can no better describe a part of its horrors than in quoting from the penitentiary surgeon, Dr. Chas. V. Carrington, who, in an address made last year before the Richmond Academy of Medicine and Surgery, on the unsanitary condition of the Virginia Penitentiary, said"—and then the commission were kind enough to take my

paper and incorporate it verbatim into their report, and closed by recommending and fighting for the necessary funds from the next legislature with which to build our splendid, sanitary, well-ventilated and up-to-date new prison building, containing its 334 steel cells, with every proper sewerage, water and light facility.

In 1905 the directors did a simple but very splendid thing for the betterment of the convicts. An order was issued that in future, "the accusing guard should not be the one to administer the whipping to the convict."

About this time another excellent order was issued, viz: That any convict who had any money with him, within the walls, could turn it in for *his own credit* without any prejudice to himself. Previous to this time, if any convict was caught with any money he was whipped, and the money was confiscated, and the poor devil lost his chance for parole, if he happened to be eligible. Just about this time the board entered another far-reaching and most excellent order—the prisoner's fund and confiscated fund, which had been kept in a most loose and unbusiness-like way, was put into the hands of a tried and capable officer, and he was properly bonded.

Any one will also find on investigation that no reliable and proper record of whippings was kept until October, 1905. Some one has facetiously remarked that whippings previous to this date, "some of 'em anyhow, were kept on the cuffs of the men who inflicted them." At all events no reliable record is obtainable about whippings until October, 1905.

It is of interest to note how punishments (whippings) have decreased under the present superintendent. I claim and know that discipline never was better than it is now in the institution.

Take the month of January for comparison—

|  | Whippings |
|--|-----------|
| In January, 1906, there were administered..... | 207       |
| In January, 1907, there were administered..... | 123       |
| In January, 1908, there were administered..... | 117       |
| In January, 1909, there were administered..... | 108       |
| In January, 1910, there were administered..... | 46        |
| In January, 1911, there were administered..... | 13        |

Take another comparison—

|   |       |
|---|-------|
| During the fiscal year ending September 30, 1909, there were administered ..... | 1,236 |
| During the fiscal year ending September 30, 1911, there were administered ..... | 114   |

I cut the punishment book at random, and opened at April, 1906, during which month 120 odd whippings had been administered, and more than *fifty per cent.* of these were for alleged "short task and bad work," while of the 114 whippings during the year ending September 30, 1911, not one was for short task or bad work. Other months and other years will probably give more significant contrasts.

The year before I became surgeon, with a daily average of 1,130 convicts, they had thirty-seven deaths and 12,394 calls were made.

In 1901, with a daily average of 1,199 convicts, I had fifteen deaths



and made 40,836 calls, and my excuse days from work on contract amounted to 7,393; the drug and hospital bills in 1901 aggregated \$3,580.62.

| Year | Convicts,<br>Daily Average | Deaths | Calls  | Excused<br>Days | Cost of<br>Drugs |
|------|----------------------------|--------|--------|-----------------|------------------|
| 1902 | 1,132                      | 7      | 30,885 | 6,908           | -----            |
| 1903 | 1,215                      | 10     | 30,649 | 7,936           | \$2,408 60       |
| 1904 | 1,245                      | 12     | 25,983 | 5,776           | 1,904 08         |
| 1905 | 1,245                      | 9      | 20,341 | 3,940           | 1,031 98         |
| 1906 | 1,333                      | 4      | 22,074 | 3,410           | 1,205 08         |
| 1907 | 1,292                      | 6      | 29,200 | 3,963           | 1,394 95         |
| 1908 | 1,299                      | 8      | 27,135 | 3,662           | 1,336 85         |
| 1909 | 1,350                      | 7      | 24,994 | 3,927           | 1,184 97         |
| 1910 | 1,265                      | 11     | 30,038 | 5,425           | 1,262 98         |
| 1911 | 1,235                      | 8      | 25,249 | 4,061           | 1,185 93         |

The average death rate at the farm during the time I have been surgeon to the penitentiary is ten per year, and from the time the farm was acquired by the State until I became surgeon the average death rate per annum is approximately the same as stated above.

The marked decrease in the death rate, the excused list cut almost half in two, the cost of drugs cut quite fifty per cent.—all are in perfect ratio to the improved health conditions in the penitentiary from 1900 to 1911, and we have the direct result of a policy laid down and carefully adhered to from the beginning of my service, viz.: That the best drugs, the best appliances and the best treatment was not too good for the convicts.

In 1900 the salary of surgeon was \$720.00 per annum, and no farm or garden products thrown in. After three or four years the legislature made the salary \$1,000.00 per annum; then after several years it was increased to \$1,200.00 per annum. The last legislature, in view of the fact that the electric chair had been established at the penitentiary, and that the sick of the convict road force all came to the penitentiary for treatment, made the salary of surgeon \$1,800.00.

My reports for the year just ended are fully comprehensive and clearly put—they are made a part of this letter.

You will note that my death rate is unusually low, being 6.47/100 per thousand. My excused list from contract work is extremely small, 4,061, and my drug bill only \$1,185.93. In short, health conditions were never better at the penitentiary than now.

I feel that too much credit for this cannot be given to Mr. J. B. Wood, the superintendent, on account of the fact that last May he inaugurated open air games for the good conduct men—those that had one year of good conduct to their credit being permitted, without let or hindrance, after they had completed their task in the shops, to go out on the enclosed campus and pitch quoits, play baseball and breathe the fresh air quietly and unmolested. This is one of the greatest reforms ever inaugurated at the Virginia Penitentiary. In every report I have made since 1900 I have urged, and I now urge, that every effort be made to secure the necessary funds from the legislature with which to erect and equip a decent kitchen and dining-room. So much has been written along these lines that it is hardly possible to say or write more. I would also earnestly recommend

that a proper system of sewerage be installed in the cells in the old building. The present system is an abomination.

I will always recall with pleasure the fact that the board of directors on November 14, 1910, in their report to the governor, said, "We are especially pleased with the report of the surgeon of the penitentiary, showing that the health conditions, discipline and general well-being of the convicts are in a most satisfactory condition," and I will especially treasure the recommendation of your chairman, Major J. D. Patton, who wrote me on October 2, 1911: "During all the time I have been connected with the board of the Virginia Penitentiary, either as a member, or now as chairman of the board, I have never had the slightest criticism of your conduct or efficiency as surgeon. We have commended you before numerous legislative bodies and in all our annual reports. You made a written report every week which explains fully everything connected with the hospital and your work. You are checked up and O K'd to Saturday, September 30, 1911."

The woman's department, under Miss Bradley's care, is in excellent shape. My cordial thanks are due her. My hospital forces, headed by "Doctor" Sam Smith and Mr. P. C. Jones, have as usual been splendidly administered. I thank them both for their assistance in maintaining the excellent health conditions we now enjoy. I would respectfully remind the board that this is my report, as surgeon, of conditions I know existed and now exist in the penitentiary.

Yours truly,

(Signed)

CHAS. V. CARRINGTON,  
*Surgeon to the Penitentiary.*

*Board of Directors, Penitentiary,  
Richmond, Va.*

GENTLEMEN:

I herewith submit to your honorable body my annual report as surgeon of the State farm, ending September 30, 1911.

I treated during the fiscal year in the tuberculosis hospital 114 patients, with the following results:

|                             |    |
|-----------------------------|----|
| Cured .....                 | 29 |
| Discharged .....            | 7  |
| Paroled .....               | 1  |
| Pardoned .....              | 5  |
| Deaths .....                | 16 |
| In hospital at present..... | 56 |

In the general hospitals, with a daily average of seventy, I had only four deaths, and one shot in an effort to escape.

Cost of drugs, \$709.95.

I beg to call your attention to the need of another tuberculosis hospital.

I hereby tender my grateful acknowledgement to the superintendent and other officials of this institution for their uniform kindness and courtesy.

I have been the recipient of uniform kindness at your hands and I desire to thank you individually as well as officially for your ever willingness to extend aid to this institution.

Most respectfully,

E. K. BOWLES,  
*Surgeon Virginia State Farm.*

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REPORTS

OF THE

Several Institutions of Learning Receiving Appropriations From the State

RELATIVE TO THE

Number and Compensation of Officers, Professors and Employees, and the Services Rendered by Each

MADE IN RESPONSE TO A RESOLUTION ADOPTED BY THE HOUSE OF DELEGATES JANUARY 15, 1912.

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*Resolved* by the House of Delegates, That the several institutions of learning receiving appropriations from the State, viz.—

Medical College of Virginia,  
State Female Normal School at Farmville,  
State Normal and Industrial School for Women at Harrisonburg.  
State Normal and Industrial School for Women at Fredericksburg,  
University of Virginia,  
Virginia Military Institute,  
Virginia School for the Deaf and Blind,  
Virginia Agricultural and Mechanical College and Polytechnic Institute,  
Virginia Normal and Industrial Institute,  
William and Mary College,  
State Normal and Industrial School for Women at Radford,  
Laurel Reformatory—

be and they are requested to report forthwith to this House the following facts:

1. The officers, professors and employees in their respective institutions and the salary received by each.
2. The branches taught by each professor and the total time per day or week actually employed in teaching.

## Medical College of Virginia.

*Richmond, Virginia.*

### COLLEGE OFFICERS AND EMPLOYEES.

|  | <i>Salary per Annum.</i> |
|--|--------------------------|
| Christopher Tompkins, M. D., dean.....     | No compensation          |
| F. M. Reade, M. D., secretary.....         | \$ 300 00                |
| J. R. McCauley, registrar.....             | 1,500 00                 |
| W. T. Ford, janitor.....                   | 480 00                   |
| Miss Wilcox, stenographer.....             | 600 00                   |
| Miss Redford, clerk dental department..... | 350 00                   |
| Chris Baker, servant.....                  | 360 00                   |
| Martha Baker, servant.....                 | 90 00                    |
| Lorenzo Johnson, servant.....              | 216 00                   |
| Albert Lewis, servant.....                 | 160 00                   |
| Edward Grammar, servant.....               | 160 00                   |

### PROFESSORS AND ADJUTANT PROFESSORS.

|   |                 |
|---|-----------------|
| Christopher Tompkins, M. D., dean of the faculty and emeritus professor of obstetrics.....                    | No compensation |
| J. W. Long, M. D., emeritus professor of diseases of women and children .....                                 | No compensation |
| Henry H. Levy, M. D., emeritus professor of practice of medicine; lecturer on neurology and mental diseases.. | No compensation |
| J. Fulmer Bright, M. D., emeritus professor of anatomy....  | No compensation |
| C. A. Blanton, M. D., emeritus professor of diseases of children .....  | No compensation |
| William H. Taylor, M. D., professor of chemistry, toxicology, and medical jurisprudence .....                 | \$200 00        |
| George Ben Johnston, M. D., professor of abdominal surgery and clinical gynecology .....                      | No compensation |
| Lewis C. Bosher, M. D., professor of practice of surgery and clinical surgery .....                           | No compensation |
| William P. Mathews, M. D., professor of orthopedic surgery.   | No compensation |
| R. H. Wright, M. D., acting professor of diseases of the eye and ear .....                                    | No compensation |
| Charles M. Hazen, M. D., professor of physiology; lecturer on electro-therapeutics .....                      | \$200 00        |
| J. Shelton Horsley, M. D., professor of principles of surgery and clinical surgery .....                      | No compensation |
| Frank M. Reade, M. D., professor of materia medica and therapeutics .....                                     | \$200 00        |
| Daniel J. Coleman, M. D., professor of obstetrics and diseases of the puerperal state.....                    | No compensation |
| Clifton M. Miller, M. D., professor of diseases of the nose and throat .....                                  | No compensation |



## MEDICAL COLLEGE OF VIRGINIA—CONTINUED.

|   | <i>Salary per Annum.</i> |
|---|--------------------------|
| Charles R. Robins, M. D., professor of gynecology.....  | No compensation          |
| Manfred Call, M. D., professor of practice of medicine.....   | No compensation          |
| Greer Baughman, M. D., professor of histology, pathology<br>and bacteriology .....  | \$ 200 00                |
| W. G. Christian, M. D., professor of general and special an-<br>atomy .....   | 2,500 00                 |
| J. McCaw Tompkins, M. D., professor of diseases of chil-<br>dren .....  | No compensation          |
| Frank W. Stiff, D. D. S., professor of oral hygiene.....  | No compensation          |
| Henry C. Jones, D. D. S., emeritus professor of operative<br>dentistry .....  | No compensation          |
| William Meade Stith, D. D. S., professor of operative dentis-<br>try .....  | No compensation          |
| B. T. Blackwell, D. D. S., professor of orthodontia.....  | No compensation          |
| B. V. McCray, D. D. S., professor of oral surgery and dental<br>jurisprudence .....   | No compensation          |
| Page S. Lester, D. D. S., professor of prosthetic dentistry..   | No compensation          |
| F. H. Beadles, M. D., professor of botany and pharmacognosy   | No compensation          |
| H. E. Latimer, M. D., Ph. G., acting professor of theory and<br>practice of pharmacy .....  | No compensation          |
| Allowed for demonstrator .....  | \$100 00                 |
| J. M. Whitfield, M. D., lecturer on organic chemistry; in-<br>structor in medical jurisprudence and chemistry.....                                      | No compensation          |
| William J. West, M. D., lecturer on hygiene.....  | No compensation          |
| Dr. Meade Mann, M. D., lecturer on minor surgery.....   | No compensation          |
| J. Richard Williams, M. D., demonstrator of operative sur-<br>gery .....  | \$70 00                  |
| B. L. Tallaferro, M. D., clinical assistant in practice of medi-<br>cine .....  | No compensation          |
| M. L. Anderson, M. D., lecturer on obstetrics, chief of obstet-<br>rical clinic .....   | No compensation          |
| St. George T. Grinnan, M. D., lecturer and clinical assistant<br>in obstetrics, clinical assistant and chief of clinic in<br>practice of medicine ..... | No compensation          |
| E. H. Terrell, M. D., instructor in principles of surgery....   | No compensation          |
| M. Pierce Rucker, M. D., lecturer and demonstrator of em-<br>bryology, demonstrator of pathology.....   | \$100 00                 |
| Robert S. Bosher, Jr., M. D., clinical assistant and chief of<br>clinic in practice of medicine.....  | No compensation          |
| A. Murat Willis, M. D., lecturer on diagnosis of surgical dis-<br>eases of the abdomen and abdominal surgery.....                                       | No compensation          |
| Lawrence T. Price, M. D., instructor in genito-urinary sur-<br>gery and venereal diseases.....  | No compensation          |
| Herbert Mann, M. D., instructor in practice of surgery.....   | No compensation          |
| H. B. Sanford, M. D., demonstrator of obstetrics.....   | No compensation          |
| I. T. Gorsline, M. D., instructor in gynecology; instructor in<br>pediatrics .....  | No compensation          |

## MEDICAL COLLEGE OF VIRGINIA—CONTINUED.

*Salary per Annum.*

|   |                 |
|---|-----------------|
| W. A. Shepherd, M. D., lecturer on and demonstrator of histology and bacteriology; lecturer on and demonstrator of hematology; director of the microscopical laboratories and laboratory of clinical diagnosis; assistant in practice of medicine ..... | \$1,500 00      |
| D. D. Talley, Jr., M. D., clinical assistant in practice of medicine .....  | No compensation |
| P. D. Lipscomb, M. D., instructor and clinical assistant in practice of medicine .....  | No compensation |
| Douglas Vander Hoof, M. D., senior lecturer on pediatrics..   | No compensation |
| B. R. Tucker, M. D., instructor in neurology and mental diseases .....  | No compensation |
| Leslie B. Wiggs, M. D., demonstrator and lecturer in pharmacology; demonstrator of physiology.....  | \$500 00        |
| T. D. Jones, M. D., demonstrator of obstetrics.....   | No compensation |
| W. T. Harris, M. D., lecturer on radiotherapy.....  | No compensation |
| Ben M. Rosebro, M. D., instructor in practice of medicine...  | No compensation |
| Giles Cook, M. D., clinical assistant in practice of medicine.  | No compensation |
| T. D. Merrick, M. D., instructor in diseases of the nose and throat .....   | No compensation |
| G. A. Ezekiel, M. D., clinical assistant in practice of medicine .....  | No compensation |
| Edward P. McGavock, M. D., lecturer on dermatology.....   | No compensation |
| W. H. Craig, M. D., instructor in orthopedic surgery; demonstrator of anatomy .....   | No compensation |
| C. C. Coleman, M. D., instructor in principles of surgery and lecturer on clinical surgery .....  | No compensation |
| C. Wilbur Mercer, M. D., demonstrator of anatomy; assistant demonstrator of operative surgery.....  | \$25 00         |
| L. Karp, M. D., instructor in practice of medicine; instructor in physiology .....  | No compensation |
| A. H. Straus, B. S., demonstrator of hygiene.....   | \$75 00         |
| E. S. Bolce, M. D., instructor in abdominal surgery and clinical gynecology; demonstrator of anatomy.....   | No compensation |
| A. A. Houser, M. D., demonstrator of chemistry and urinalogy; demonstrator of physiological chemistry.....  | \$1,000 00      |
| A. L. Winfield, M. D., clinical assistant in orthopedic surgery; clinical assistant in practice of medicine.....  | No compensation |
| J. M. Hutcheson, M. D., lecturer on therapeutics and dietetics .....  | No compensation |
| M. Grove-Hagen, M. D., instructor in obstetrics.....  | No compensation |
| A. C. Broders, M. D., assistant demonstrator of pathology; assistant in clinical gynecology.....  | \$100 00        |
| A. A. Marsteller, M. D., demonstrator of anatomy.....   | No compensation |
| V. Thomas Ennett, M. D., junior lecturer on pediatrics....  | No compensation |
| Norton Mason, M. D., chief of clinic in pediatrics.....   | No compensation |
| bert Preston, M. D., instructor in pediatrics.....  | No compensation |

## MEDICAL COLLEGE OF VIRGINIA—CONTINUED.

*Salary per Annum.*

|  |                 |
|--|-----------------|
| W. H. Evans, M. D., assistant instructor in principles of surgery .....  | No compensation |
| N. J. Alexander, M. D., clinical assistant in pediatrics.....  | \$100 00        |
| S. W. Budd, M. D., assistant in practice of medicine.....  | No compensation |
| Dr. Wilfred W. Wood, demonstrator of clinical dentistry; operative technique; crown and bridge work; prosthetic dentistry .....  | \$1,800 00      |
| Chas. A. Ellett, D. D. S., demonstrator of prosthetic dentistry; assistant demonstrator of clinical and operative dentistry; lecturer on dental pathology and therapeutics ..... | 400 00          |
| F. R. Talley, D. D. S., assistant demonstrator of clinical dentistry; lecturer on dental materia medica.....   | No compensation |
| W. H. Street, Jr., D. D. S., assistant demonstrator of clinical dentistry; lecturer on dental ethics and economics....   | No compensation |
| G. D. Taylor, D. D. S., lecturer on anesthetics .....  | No compensation |
| P. B. Walton, D. D. S., lecturer on metallurgy, dental anatomy and histology .....   | No compensation |

*No. hours per session, 30 weeks.*

|                               | <i>Branches.</i>               |     |
|-------------------------------|--------------------------------|-----|
| Dr. Christopher Tompkins..... | None.                          |     |
| Dr. J. W. Long.....           | None.                          |     |
| Dr. H. H. Levy.....           | Neurology .....                | 30  |
| Dr. J. F. Bright.....         | None.                          |     |
| Dr. C. A. Blanton.....        | None.                          |     |
| Dr. W. H. Taylor.....         | { Chemistry .....              | 45  |
|                               | { Medical jurisprudence .....  | 44  |
| Dr. G. B. Johnston.....       | { Abdominal surgery .....      | 45  |
|                               | { General clinic .....         | 30  |
|                               | { Genito-urinary surgery ..... | 30  |
| Dr. L. C. Boshier.....        | { Practice of surgery.....     | 30  |
|                               | { General clinic .....         | 30  |
| Dr. W. P. Mathews.....        | { Orthopedic surgery .....     | 30  |
|                               | { General clinic .....         | 30  |
| Dr. R. H. Wright.....         | { Eye and ear .....            | 45  |
|                               | { Clinic .....                 | 30  |
| Dr. C. M. Hazen.....          | { Physiology .....             | 90  |
|                               | { Electro-therapeutics .....   | 30  |
|                               | { Principles of surgery.....   | 30  |
| Dr. J. S. Horsley.....        | { Tumors .....                 | 15  |
|                               | { Clinic .....                 | 30  |
|                               | { Materia medica.....          | 60  |
| Dr. F. M. Reade.....          | { Pharmacology .....           | 45  |
|                               | { Therapeutics .....           | 60  |
| Dr. D. J. Coleman.....        | { Obstetrics .....             | 75  |
| Dr. C. M. Miller.....         | { Nose and throat.....         | 30  |
|                               | { Clinic .....                 | 30  |
| Dr. C. R. Robins.....         | { Gynecology .....             | 90  |
|                               | { Clinic .....                 | 30  |
| Dr. Manfred Call.....         | { Practice of medicine.....    | 120 |
|                               | { Physical diagnosis.....      | 120 |
|                               | { Clinic .....                 | 30  |

## MEDICAL COLLEGE OF VIRGINIA—CONTINUED.

|                              | <i>Branches.</i>                                 | <i>No. hours per session, 30 weeks.</i> |
|------------------------------|--|---|
| Dr. Greer Baughman.....      | Pathology .....                                  | 90                                      |
| Dr. W. G. Christian.....     | { Anatomy .....                                  | 180                                     |
|                              | { Dissections .....                              | 360                                     |
| Dr. J. M. Tompkins.....      | { Diseases of children.....                      | 60                                      |
|                              | { Clinic .....                                   | 30                                      |
| Dr. F. W. Stiff.....         | Oral hygiene.....                                | 30                                      |
| Dr. H. C. Jones.....         | None.  |   |
| Dr. W. M. Stith.....         | Operative dentistry.....                         | 30                                      |
| Dr. B. T. Blackwell.....     | Orthodontia .....                                | 30                                      |
| Dr. B. V. McCray.....        | { Oral surgery and dental jurisprudence .....    | 30                                      |
| Dr. P. S. Lester.....        | Prosthetic dentistry.....                        | 60                                      |
| Dr. F. H. Beadles.....       | { Botany .....                                   | 30                                      |
|                              | { Pharmacognosy and organic materia medica ..... | 30                                      |
| Dr. H. E. Latimer.....       | { Pharmacy .....                                 | 60                                      |
|                              | { Pharmacy laboratory.....                       | 60                                      |
| Dr. J. M. Whitfield.....     | { Chemistry .....                                | 60                                      |
|                              | { Medical jurisprudence.....                     | 15                                      |
| Dr. W. J. West.....          | Hygiene .....                                    | 15                                      |
| Dr. D. Meade Mann.....       | Minor surgery .....                              | 30                                      |
| Dr. J. R. Williams.....      | Operative surgery .....                          | 60                                      |
| Dr. B. L. Taliaferro.....    | Practice of medicine.....                        | ..                                      |
| Dr. M. L. Anderson.....      | Obstetrics .....                                 | 30                                      |
| Dr. St. Geo. T. Grinnan..... | { Clinics .....                                  | ..                                      |
|                              | { Obstetrics .....                               | 15                                      |
|                              | { Practice of medicine.....                      | 60                                      |
| Dr. E. H. Terrell.....       | { Principles of Surgery.....                     | 15                                      |
|                              | { Tumors .....                                   | 15                                      |
| Dr. M. P. Rucker.....        | Pathology .....                                  | 90                                      |
| Dr. R. S. Bosher, Jr.....    | Practice of medicine.....                        | 240                                     |
| Dr. A. M. Willis.....        | { Surgical diseases of the abdomen..             | 30                                      |
|                              | { Abdominal surgery.....                         | 30                                      |
| Dr. L. T. Price.....         | Genito-urinary surgery.....                      | 15                                      |
| Dr. Herbert Mann.....        | Practice of surgery.....                         | 15                                      |
| Dr. H. B. Sanford.....       | Obstetrics .....                                 | 30                                      |
| Dr. I. T. Gorsline.....      | Gynecology .....                                 | 30                                      |
| Dr. W. A. Shepherd.....      | { Histology .....                                | 585                                     |
|                              | { Bacteriology .....                             |   |
|                              | { Hematology .....                               |   |
|                              | { Clinical diagnosis.....                        |   |
| Dr. D. D. Talley.....        | { Practice of medicine.....                      | 60                                      |
| Dr. P. D. Lipscomb.....      | { Practice of medicine.....                      | 30                                      |
|                              | { Clinical work .....                            | 120                                     |
| Dr. Douglas Vander Hoof..... | Pediatrics .....                                 | 15                                      |
| Dr. B. R. Tucker.....        | Neurology .....                                  | 30                                      |
| Dr. L. B. Wiggs.....         | { Pharmacology .....                             | 540                                     |
|                              | { Physiology .....                               |   |
| Dr. T. D. Jones.....         | Obstetrics .....                                 |   |
| Dr. W. T. Harris.....        | Electro-therapeutics .....                       |   |
| Dr. B. M. Rosebro.....       | Practice of medicine.....                        |   |
| Dr. Giles Cook.....          | Practice of medicine.....                        | 120                                     |
| Dr. T. D. Merrick.....       | Nose and throat.....                             | 30                                      |
| Dr. G. A. Ezekiel.....       | Practice of medicine.....                        | 120                                     |
| Dr. E. P. McGavock.....      | Dermatology .....                                | 30                                      |
| Dr. W. H. Craig.....         | Orthopedic surgery .....                         | 30                                      |



## MEDICAL COLLEGE OF VIRGINIA—CONTINUED.

|                                | <i>Branches.</i>                        | <i>No. hours per session, 30 weeks.</i> |
|--------------------------------|---|---|
| Dr. C. C. Coleman.....         | { Anatomy .....180                      |   |
|                                | { Principles of surgery..... 15         |   |
| Dr. C. W. Mercer.....          | { Clinical surgery ..... 30             |   |
|                                | { Operative surgery ..... 26            |   |
| Dr. L. Karp.....               | { Anatomy .....180                      |   |
|                                | { Practice of medicine.....             |   |
| Mr. A. H. Straus.....          | { Physiology ..... 30                   |   |
| Dr. E. S. Bolce.....           | { Hygiene ..... 70                      |   |
|                                | { Abdominal surgery ..... 60            |   |
| Dr. A. A. Houser.....          | { Anatomy .....180                      |   |
|                                | { Chemistry ..... }                     |   |
|                                | { Physiological chemistry ..... }       | 450                                     |
|                                | { Pharmacy department .....120          |   |
| Dr. A. L. Winfield.....        | { Urinology ..... 60                    |   |
|                                | { Practice of medicine..... 15          |   |
| Dr. J. N. Hutcheson.....       | { Therapeutics ..... 30                 |   |
|                                | { Dietetics ..... 30                    |   |
| Dr. M. Grove-Hagen.....        | { Obstetrics ..... 15                   |   |
| Dr. A. C. Broders.....         | { Pathology ..... 90                    |   |
|                                | { Gynecology ..... 30                   |   |
| Dr. A. A. Marsteller.....      | { Anatomy .....180                      |   |
| Dr. N. T. Ennett.....          | { Pediatrics ..... 60                   |   |
| Dr. H. Norton Mason.....       | { Pediatrics ..... 30                   |   |
| Dr. Robert Preston.....        | { Pediatrics ..... 30                   |   |
| Dr. W. H. Evans.....           | { Principles of surgery..... 15         |   |
| Dr. M. J. Alexander.....       | { Pharmacology .....137                 |   |
| Dr. S. W. Budd.....            | { Practice of medicine.....             |   |
| Dr. W. W. Wood.....            | { Clinical dentistry .....180           |   |
|                                | { Operative technique ..... 60          |   |
|                                | { Crown and bridge work..... 60         |   |
|                                | { Prosthetic dentistry .....210         |   |
| Dr. C. A. Ellett.....          | { Clinical dentistry ..... 90           |   |
|                                | { Dental pathology and therapeutics. 30 |   |
| Dr. F. R. Talley.....          | { Dental materia medica..... 15         |   |
| Dr. W. H. Street.....          | { Dental ethics ..... 30                |   |
| Dr. G. D. Taylor.....          | { Anesthetics ..... 30                  |   |
| Dr. P. B. Walton.....          | { Metallurgy ..... 45                   |   |
| Dr. D. J. Coleman & Assts..... | { Obstetrical clinics .....120          |   |

Respectfully submitted,

CHRISTOPHER TOMPKINS,

Dean.

January 17, 1912.

## POSTSCRIPT,

Dr. Christopher Tompkins has served in the capacity of dean for the past eighteen years, for which services he has received no compensation. He makes daily visits to the college, except on Sundays, and devotes a great number of hours to the affairs of the institution.

J. R. McCAULEY,

Registrar.

**State Female Normal School,***Farmville, Va.***FACULTY.**

|  |         |
|--|---------|
| Dr. J. L. Jarman, president, salary.....   | \$3,000 |
| Dr. C. W. Stone, head of department of education and director of the training school, salary.....        | \$1,900 |
| Teaches moral phases of education, methods and management, principles of teaching; 9 periods.            |         |
| Mr. W. Arthur Maddox, principal of training school and associate in department of education, salary..... | \$1,500 |
| Teaches principles of teaching, philosophy of education, methods and management; 10 periods.             |         |

NOTE.—The director and principal of the training school have only the number of periods indicated in actual teaching. Their principal work is that of administration in the training school. Recitation periods are forty-five minutes each; number per week given.

|  |         |
|--|---------|
| Dr. F. A. Millidge, head of the department of geography and nature study, salary .....     | \$1,700 |
| Teaches geography and methods, commercial geography, geology; 28 periods.                  |         |
| Mr. J. C. Mattoon, head of department of manual training, salary.....                      | \$1,500 |
| Teaches manual training; 20 periods.   |         |
| Mr. Thomas D. Eason, head of department of biology, salary.....                            | \$1,200 |
| Teaches botany, zoology, hygiene, physiology; 26 periods.                                  |         |
| Mr. James M. Grainger, head of department of literature, salary.....                       | \$1,500 |
| Teaches English literature, American literature, mythology; 22 periods.                    |         |
| Mr. J. Merritt Lear, head of department of history and social sciences, salary .....       | \$1,500 |
| Teaches American Government, history and methods, sociology; 23 periods.                   |         |
| Mr. M. Boyd Coyner, assistant in department of education, salary....                       | \$1,100 |
| Teaches history of education, philosophy of education, principles of teaching; 19 periods. |         |
| Miss Lula O. Andrews, head of department of English, salary.....                           | \$1,080 |
| Teaches grammar and methods, composition, rhetoric; 23 periods.                            |         |
| Miss Martha W. Coulling, head of department of drawing, salary....                         | \$1,080 |
| Teaches drawing, drawing and methods; 23 periods.  |         |
| Miss Minnie V. Rice, head of department of Latin, salary.....                              | \$1,080 |
| Teaches Latin; 24 periods.   |         |
| Miss Estelle Smithey, head of department of modern languages, salary..                     | \$1,080 |
| Teaches French, German; 21 periods.  |         |
| Miss Lila London, head of department of mathematics, salary.....                           | \$1,080 |
| Teaches arithmetic and methods, algebra, trigonometry; 20 periods.                         |         |

## STATE FEMALE NORMAL SCHOOL—CONTINUED.

|  |         |
|--|---------|
| Dr. Lulie G. Winston, head of department of physics and chemistry,<br>salary .....         | \$1,080 |
| Teaches physics, chemistry; 21 periods.  |         |
| Miss Lydia L. Overall, head of department of physical training,<br>salary .....            | \$1,080 |
| Teaches physical training, educational gynecastics; 20 periods.                            |         |
| Miss Ellen G. Perkins, head of department of music, salary.....                            | \$1,080 |
| Teaches music and methods, public school music; 26 periods.                                |         |
| Miss Eloise A. Harrison, assistant in mathematics, salary.....                             | \$ 800  |
| Teaches algebra, arithmetic, geometry; 22 periods.   |         |
| Miss Mary Clay Hiner, assistant in English, salary.....                                    | \$ 700  |
| Teaches grammar, composition, rhetoric; 20 periods.  |         |
| Miss Carrie Sutherland, assistant in English, salary.....                                  | \$ 700  |
| Teaches grammar, composition, rhetoric; 20 periods.  |         |
| Miss Leola Wheeler, associate in literature and reading, salary.....                       | \$ 900  |
| Teaches reading, methods in reading; 25 periods.   |         |
| Miss Ethel L. Jarrett, assistant in mathematics, salary.....                               | \$ 800  |
| Teaches arithmetic, algebra, geometry; 21 periods.   |         |
| Miss Helen Blackiston, assistant in geography and biology, salary.....                     | \$ 700  |
| Teaches physical geography, nature study; 19 periods.                                      |         |
| Miss Virginia Bugg, assistant in history, salary.....                                      | \$ 700  |
| Teaches ancient history, modern history, English history, industrial history; 21 periods.  |         |
| Miss Hannah F. Crawley, assistant in history, salary.....                                  | \$ 700  |
| Teaches ancient history, modern history, American history, mythology; 21 periods.          |         |
| Miss Mary Closson, assistant in manual training and teacher of household arts, salary..... | \$ 800  |
| Teaches manual training, household arts; 24 periods.                                       |         |
| Miss Virginia Paulett, student-assistant in gymnasium, salary.....                         | \$ 90   |

## SUPERVISORS IN TRAINING SCHOOL.

*These Supervisors Are on Duty from 9:00 o'Clock A. M. to 4.00 o'Clock P. M.*

|   |         |
|---|---------|
| Miss Mary Penn Thompson, assistant supervisor in eighth grade,<br>salary .....                      | \$ 800  |
| Miss Mary E. Peck, assistant supervisor in seventh grade, salary.....                               | \$ 800  |
| Miss Mamie E. Rohr, assistant supervisor in sixth grade, salary.....                                | \$ 800  |
| Miss Mary D. Pierce, supervisor in fifth grade, salary.....   | \$1,000 |
| Miss Eleanor B. Forman, supervisor in fourth grade, salary.....                                     | \$1,000 |
| Miss Maude I. Tillman, assistant supervisor in third grade, salary....                              | \$ 800  |
| Miss M. Elizabeth Falls, supervisor in second grade, salary.....                                    | \$1,080 |
| Teaches industrial education.   |         |
| Miss Mary P. Jones, supervisor in first grade and assistant in department of education, salary..... | \$1,080 |
| Teaches primary methods.  |         |

## STATE FEMALE NORMAL SCHOOL—CONTINUED.

Miss Meredith Smith, supervisor in kindergarten, salary.....\$1,000  
Teaches kindergarten methods and principles.

NOTE.—Supervisors have charge of *two* grades, with an assistant supervisor in one of the grades.

## OFFICERS.

Miss Jennie M. Tabb, secretary and registrar, salary.....\$1,000  
Employed twelve months; on duty from 9:00 A. M. to 4:00 P. M.  
Mr. B. M. Cox, business manager, salary.....\$ 800  
Employed twelve months.  
Judge Asa D. Watkins, treasurer, salary.....\$ 600  
Miss Alice B. Dugger, librarian, salary (and living expenses).....\$ 675  
Miss Maud K. Talliaferro, assistant librarian, salary.....\$ 360  
Miss Eleanor Richardson, Young Women's Christian Association secretary, salary (and living expenses).....\$ 600  
Miss Juanita Manning, student-assistant in library, salary.....\$ 90

## EMPLOYEES.

Mr. J. J. Renno, night watchman, salary.....\$ 600  
Employed twelve months.  
Mat Branch, engineer, salary.....\$ 720  
Archie Bolling, fireman, salary.....\$ 180  
Edgar Watkins, extra fireman, salary.....\$ 75  
Employed five months.  
Robert Branch, janitor, salary.....\$ 180  
Employed twelve months.  
Robert Evans, janitor, salary.....\$ 180  
Employed twelve months.  
Mr. E. L. Herst, housesmith, salary.....\$ 720  
Employed twelve months.

Respectfully submitted,

J. L. JARMAN,  
*President.*

## State Normal and Industrial School for Women,

*Harrisonburg, Va.*

HON. JOHN W. WILLIAMS,  
*Clerk of the House of Delegates,*  
*Richmond, Va.*

*January 19, 1912.*

DEAR SIR,—I enclose herewith the information called for by the resolution agreed to by the House of Delegates January 15, 1912, as requested in your communication under date of January 15th—namely, that the several institutions supported by the State report the officers, professors and employees, with salary, duties and hours of work per week.

Very truly yours,

JULIAN A. BURRUSS,  
*President.*



## STATE NORMAL AND INDUSTRIAL SCHOOL FOR WOMEN—CONTINUED.

| Name of Employee.      | Position.  | Annual<br>Salary. | Months Hours |              |
|------------------------|--|-------------------|--------------|--------------|
|                        |  |                   | in<br>Year.  | Per<br>Week  |
| Julian A. Burruss..... | President .....  | \$2,500           | 12           | } *68<br>* 3 |
| C. J. Heatwole.....    | Instructor in education and<br>psychology .....                                | 1,800             | 9            | } *19<br>* 5 |
| J. W. Wayland.....     | Instructor in history, social<br>sciences, etc. ....                           | 1,650             | 9            | } *20<br>* 1 |
| E. P. Cleveland.....   | Instructor in English.....   | 1,200             | 9            | 21           |
| N. Lancaster .....     | Instructor in mathematics...   | 1,000             | 9            | 25           |
| Y. S. Shoninger.....   | Instructor in primary educa-<br>tion and supervisor of<br>training .....       | 1,200             | 9            | 33           |
| S. F. Sale.....        | Instructor in household arts..   | 900               | 9            | 23           |
| M. G. King .....       | Instructor in geography and..<br>nature study and agricul-<br>ture .....       | 900               | 9            | 29           |
| M. A. Speck.....       | Instructor in drawing and<br>handwork .....                                    | 585               | 9            | 22           |
| E. M. Harrington.....  | Instructor in kindergarten<br>education and director of<br>kindergartens ..... | 1,000             | 9            | 29           |
| Rhea C. Scott.....     | Instructor in rural education<br>and supervisor of rural<br>school work .....  | 1,000             | 9            | 35           |
| R. S. Hudson.....      | Instructor in reading, litera-<br>ture and physical education,                 | 700               | 9            | 27           |
| M. V. Hoffman.....     | Instructor in foreign lan-<br>guages and English.....                          | 600               | 9            | 25           |
| J. S. Preston.....     | Instructor in school music...  | 225               | 9            | 12           |
| A. V. Cleveland.....   | Assistant in foreign lan-<br>guages and English.....                           | 126               | 9            | 10           |
| O. Goode .....         | Assistant in English.....  | 126               | 9            | 10           |
| H. Benson .....        | Assistant in mathematics...  | 126               | 9            | 10           |
| I. Reid .....          | Assistant in mathematics...  | 135               | 9            | 10           |
| S. Davies .....        | Assistant in sewing.....   | 126               | 9            | 8            |
| E. Shepperson .....    | Assistant in handwork.....   | 126               | 9            | 6            |
| M. Settle .....        | Assistant in physical educa-<br>tion .....                                     | 45                | 9            | 6            |
| F. Menefee .....       | Assistant in physical educa-<br>tion .....                                     | 45                | 9            | 6            |
| W. White .....         | Assistant in physical educa-<br>tion .....                                     | 22.50             | 9            | 4            |
| B. Eshelman .....      | Assistant in physical educa-<br>tion .....                                     | 22.50             | 9            | 4            |
| S. Powers .....        | Assistant in physical educa-<br>tion .....                                     | 22.50             | 9            | 4            |
| O. Otley .....         | Assistant in library.....  | 63                | 9            | 14           |

## STATE NORMAL AND INDUSTRIAL SCHOOL FOR WOMEN—CONTINUED.

| Name of Employee.   | Position.   | Annual<br>Salary. | Months      | Hours        |
|---------------------|---|-------------------|-------------|--------------|
|                     |   |                   | in<br>Year. | Per<br>Week. |
| N. Morrison .....   | Assistant in library.....   | 63                | 9           | 14           |
| L. McGahey .....    | Assistant in library.....   | 63                | 9           | 14           |
| A. H. Ward .....    | Assistant in library.....   | 63                | 9           | 14           |
| E. P. Brahe .....   | Assistant in office as stenog-<br>rapher .....                              | 162               | 9           | 18           |
| M. I. Bell.....     | Registrar and secretary to the<br>president and acting libra-<br>rian ..... | 900               | 12          | 51           |
| J. T. Sprinkel..... | Bookkeeper and cashier.....   | 540               | 12          | 47           |
| P. S. Roller.....   | Superintendent of grounds<br>and buildings, etc.....                        | 720               | 12          | 65           |
| Robert Roller ..... | Driver and laborer.....   | 420               | 12          | 60           |
| W. J. Coakley.....  | Night watchman and fireman,   | 360               | 12          | 84           |
| W. R. Lee.....      | Janitor .....   | 390               | 12          | 65           |
| Jacob Johnson ..... | Day fireman .....   | 280               | 8           | 84           |

\*Office teaching.

## State Normal and Industrial School.

Fredericksburg, Va.

MR. JOHN W. WILLIAMS,  
Clerk House of Delegates,  
Richmond, Va.

January 30, 1912.

MY DEAR SIR,—Replying to your communication of the 15th, I herewith submit the following as a statement of the officers, professors and employees in the State Normal and Industrial School for Women at Fredericksburg with the salary and number of hours that they are actually employed. You will, of course, note that in many cases it is an impossibility to define their hours of service, as in case of the president of the school, who is on duty all the time and has a responsibility day and night. The duties of the faculty also are such in many cases their work is almost as heavy out of the class-room as in the class-room.

The president of the school, E. H. Russell, is paid at a rate of \$3,000 per year. He is not furnished a residence, nor does he live and board in the State dormitory, which sometimes carries with it the privilege of securing board for self and family at the cost charged the students. The president has all administrative work in connection with the school and is held responsible for everything.

The treasurer, C. O'Connor Goolrick, is paid \$100 the year. He receives the money from the State and also all receipts from the school, which are first collected by the president of the school and turned over to the treasurer at intervals. The treasurer issues checks for all moneys upon warrant drawn by the president of the school.

## STATE NORMAL AND INDUSTRIAL SCHOOL—CONTINUED.

The secretary, Alden Bell, to the board of trustees receives \$200 the year. He attends all board meetings and committee meetings of the board of trustees and keeps all records of the proceedings.

## FACULTY.

W. N. Hamlet, salary \$1,600 the year; teaches chemistry, physics and special classes in mathematics; number of hours actually employed the week, 22.

A. B. Chandler, Jr., Latin and social sciences; salary \$1,600 the year; number of hours actually employed the week, 20.

Hugh S. Bird receives \$1,800 the year from the normal school. He also receives as superintendent of the schools of Fredericksburg \$540, with which, of course, the normal school has no connection. He is at the head of the department of education at the normal school, and this year is teaching eight hours the week in the normal school. The rest of his time is spent in supervising in the training school. He is expected to give, in addition to lectures in the normal school proper, from ten to fourteen hours the week in the training school.

Virginia E. Stone, teacher of education and supervisor of the training school, salary \$750 the year. Miss Stone teaches five hours a week in the normal school and spends fifteen to twenty hours a week in the training school.

Frances L. Withers, domestic science and household arts, salary \$1,000 the year and board; number of hours actually employed, 20.

M. Catherine Straith, rural arts, salary \$1,000 the year; number of hours actually employed, 20.

Olive M. Hinman, manual arts, salary \$850 the year; number of hours actually employed, 24.

Virginia M. Goolrick, history, salary \$850 the year; number of hours actually employed, 18.

Dora J. Dadmun, English, salary \$850; number of hours actually employed, 20.

Annie I. Anthony, modern languages, salary \$900 the year; number of hours actually employed, 23.

Bernice M. White, music, salary \$1,000; number of hours actually employed, 26.

Cary Graves, physical education and special classes in mathematics, salary \$600; number of hours actually employed, 20.

Dr. Anne Humphreys, salary \$800 the year and board. Dr. Humphreys is resident physician and in addition teaches from three to five hours a week.

Bessie Chesley, salary \$600 the year, bookkeeper and stenographer.

G. M. Harrison, salary \$675 the year and board. Mr. Harrison has general charge of the electric light plant and general supervision of the laundry and other machinery.

C. L. Hudson, salary \$900 the year; on duty ten to twelve hours the day; has charge of the boilers and boiler-room.

J. H. Mills, salary \$500 the year; has charge of the buildings and grounds and does the buying for the home department; on duty from 7 in the morning until 5 or 6 in the afternoon.

## STATE NORMAL AND INDUSTRIAL SCHOOL—CONTINUED.

There is also a janitor for the administration building, who also has charge of the heating plant for that building, employed at the rate of \$1.50 a day of actual service.

Two laborers on the grounds and buildings, employed at the rate of \$1.25 per day of actual service.

If there is any further information you may desire please do not hesitate to call on me.

Very truly yours,

E. H. RUSSELL,  
President.

## University of Virginia.

Charlottesville, Va.

MR. JOHN W. WILLIAMS,  
Clerk House of Delegates,  
Richmond, Va.

January 25, 1912.

DEAR SIR,—In compliance with a resolution introduced by Hon. J. F. Templeton, and adopted by the House on Delegates on January 15th, I have prepared and am sending you herewith a report showing salaries paid officers and teaching staff of the University of Virginia, including also treatment of the teaching and laboratory hours and number of students in each class taught.

Very truly yours,

I. K. MORAN,  
Bursar University of Virginia.

*Statement in Detail of Salaries Paid Officers and Employees of the University of Virginia, for*

## I. GENERAL ADMINISTRATION AND BUSINESS ADMINISTRATION.

|   |             |
|---|-------------|
| Edwin A. Alderman, president.....                         | \$ 8,000 00 |
| I. K. Moran, bursar and secretary board of visitors.....  | 1,850 00    |
| John S. Patton, librarian.....                            | 1,500 00    |
| Howard Winston, registrar.....                            | 1,000 00    |
| John B. Moon, legal counsel.....                          | 1,000 00    |
| C. L. Worrell, secretary and stenographer.....            | 900 00      |
| Anna S. Tuttle, first assistant librarian.....            | 800 00      |
| Bookkeeper and assistants, bursar's office.....           | 750 00      |
| Second and third assistants, general library.....         | 500 00      |
| Stenographer, deans' offices.....                         | 500 00      |
| Superintendent, buildings and grounds.....                | 750 00      |
| Electrician, buildings and grounds.....                   | 690 00      |
| Engineer, steam heating plant.....                        | 660 00      |
| Engineer, electric lighting plant.....                    | 480 00      |
| Firemen, heating and lighting plants.....                 | 640 00      |
| Plumber, steam and gas-fitter, buildings and grounds..... | 600 00      |
| Foreman of labor, buildings and grounds.....              | 540 00      |
| Night police and watchman, buildings and grounds.....     | 420 00      |

\$21,580 00



# UNIVERSITY OF VIRGINIA—CONTINUED.

## II. GENERAL TEACHING STAFF

| Name.                  | Rank.                    | Salary.    | Subject Taught.          | Lecture.<br>Hours<br>Per Week. | Laboratory.<br>Hours<br>Per Week. | Number<br>of<br>Students. |
|------------------------|--------------------------|------------|--------------------------|--------------------------------|-----------------------------------|---------------------------|
| Thomas Fitz-Hugh.....  | Professor                | \$3,000 00 | Latin .....              | 12                             | ..                                | 91                        |
| J. S. McLeMore.....    | Instructor               | 600 00     | Latin .....              | 6                              | ..                                | 49                        |
| A. V. Bishop.....      | Instructor               | 400 00     | Latin .....              | 7                              | ..                                | 64                        |
| S. P. Cowardin.....    | Instructor               | 300 00     | Latin .....              | 7                              | ..                                | 22                        |
| M. W. Humphreys.....   | Professor                | 3,300 00   | Greek .....              | 9                              | ..                                | 26                        |
| J. S. McLeMore.....    | Instructor               | 400 00     | Greek .....              | 3                              | ..                                | 7                         |
| C. Alphonso Smith..... | Professor                | 3,000 00   | English .....            | 9                              | ..                                | 91                        |
| S. A. Steger.....      | Instructor               | 250 00     | English .....            | *                              | ..                                | *                         |
| Charles W. Kent.....   | Professor                | 3,000 00   | English literature ..... | 12                             | ..                                | 108                       |
| Charles W. Paul.....   | Adjunct Professor        | 1,400 00   | English literature ..... | 15                             | ..                                | 46                        |
| Weldon T. Myers.....   | Adjunct Professor        | 1,000 00   | English literature ..... | 6                              | ..                                | 89                        |
| W. C. Scott.....       | Instructor               | 150 00     | English literature ..... | *                              | ..                                | *                         |
| Marion Rushton .....   | Instructor               | 200 00     | English literature ..... | *                              | ..                                | *                         |
| Richard H. Wilson..... | Professor                | 3,300 00   | Romance language .....   | 9                              | ..                                | 57                        |
| James C. Bardin.....   | Instructor               | 700 00     | Romance language .....   | 9                              | ..                                | 14                        |
| H. P. Taylor.....      | Instructor               | 700 00     | Romance language .....   | 8                              | ..                                | 61                        |
| James M. Page.....     | Dean and professor       | 3,650 00   | Mathematics .....        | 12                             | ..                                | 163                       |
| William H. Echols..... | Professor                | 3,000 00   | Mathematics .....        | 9                              | ..                                | 70                        |
| E. S. Smith.....       | Instructor               | 600 00     | Mathematics .....        | *                              | ..                                | *                         |
| H. H. Gaver.....       | Instructor               | 300 00     | Mathematics .....        | *                              | ..                                | *                         |
| R. E. Beard.....       | Instructor               | 300 00     | Mathematics .....        | *                              | ..                                | *                         |
| Ormond Stone .....     | Professor                | 3,000 00   | Astronomy .....          | 6                              | 6                                 | 36                        |
| C. N. Wunder.....      | Fellow Assistant.....    | 350 00     | Astronomy .....          | *                              | *                                 | *                         |
| P. H. Graham.....      | Fellow Assistant.....    | 350 00     | Astronomy .....          | *                              | *                                 | *                         |
| F. P. Guthrie.....     | Fellow Assistant.....    | 350 00     | Astronomy .....          | *                              | *                                 | *                         |
| L. G. Roxton.....      | Associate Professor..... | 2,000 00   | Physics .....            | 10                             | 16                                | 45 & 5                    |
| C. M. Sparrow.....     | Adjunct Professor.....   | 1,250 00   | Physics .....            | 6                              | 16                                | 4 & 123                   |
| John Marshall .....    | Instructor               | 300 00     | Physics .....            | *                              | *                                 | *                         |
| S. H. Diggs.....       | Instructor               | 300 00     | Physics .....            | *                              | *                                 | *                         |
| F. P. Dunnington.....  | Professor                | 3,300 00   | Chemistry .....          | 9                              | 48                                | 49                        |
| R. M. Bird.....        | Professor                | 2,500 00   | Chemistry .....          | 6                              | 18                                | 179 & 173                 |
| Graham Edgar .....     | Adjunct Professor.....   | 1,700 00   | Chemistry .....          | 12                             | 15                                | 42 & 39                   |

## UNIVERSITY OF VIRGINIA—CONTINUED.

## II. GENERAL TEACHING STAFF—CONTINUED.

| <i>Name.</i>           | <i>Rank.</i>      | <i>Salary.</i> | <i>Subject Taught.</i>    | <i>Lecture Hours Per Week.</i> | <i>Laboratory Hours Per Week.</i> | <i>Number of Students.</i> |
|------------------------|-------------------|----------------|---------------------------|--------------------------------|-----------------------------------|----------------------------|
| Williams & Steele..... | Instructors       | 120 00         | Chemistry                 | *                              | *                                 | *                          |
| J. G. Dinwiddie.....   | Instructor        | 700 00         | Chemistry                 | *                              | *                                 | *                          |
| J. W. Watson.....      | Instructor        | 500 00         | Chemistry                 | *                              | *                                 | *                          |
| G. L. Carter.....      | Instructor        | 300 00         | Chemistry                 | *                              | *                                 | *                          |
| W. A. H. Gantt.....    | Instructor        | 250 00         | Chemistry                 | *                              | *                                 | *                          |
| E. P. Brown.....       | Instructor        | 325 00         | Chemistry                 | *                              | *                                 | *                          |
| H. L. Church.....      | Instructor        | 250 00         | Chemistry                 | *                              | *                                 | *                          |
| Albert H. Tuttle.....  | Professor         | 3,000 00       | Biology                   | 9                              | 8                                 | 20                         |
| William A. Kepner..... | Adjunct Professor | 1,500 00       | Biology                   | 24                             | 24                                | 101                        |
| Thomas L. Watson.....  | Professor         | 2,000 00       | Economic geology          | 6                              | 30                                | 11                         |
| J. S. Grasty.....      | Adjunct Professor | 1,500 00       | Economic geology          | 6                              | 18                                | 23                         |
| Stephen Taber.....     | Instructor        | 450 00         | Economic geology          | *                              | *                                 | *                          |
| R. H. Dabney.....      | Professor         | 3,300 00       | History                   | 9                              | ..                                | 39                         |
| H. N. Tucker.....      | Instructor        | 300 00         | History                   | *                              | ..                                | *                          |
| J. B. Earnest, Jr..... | Instructor        | 200 00         | History                   | *                              | ..                                | *                          |
| Lee Bidgood.....       | Adjunct Professor | 1,500 00       | Economics                 | 6                              | ..                                | 82                         |
| W. M. Hunley.....      | Instructor        | 1,000 00       | Economics                 | 6                              | ..                                | 27                         |
| T. E. Didlake.....     | Instructor        | 300 00         | Economics                 | *                              | ..                                | *                          |
| Albert Lefevre.....    | Professor         | 3,300 00       | Philosophy                | 11                             | ..                                | 161                        |
| Albert Balz.....       | Instructor        | 1,000 00       | Philosophy                | 6                              | ..                                | 30                         |
| W. S. A. Pott.....     | Instructor        | 250 00         | Philosophy                | *                              | ..                                | *                          |
| L. R. Slaven.....      | Instructor        | 250 00         | Philosophy                | *                              | ..                                | *                          |
| S. O. McCue.....       | Instructor        | 250 00         | Philosophy                | *                              | ..                                | *                          |
| Charles G. Maphis..... | Professor         | 2,500 00       | Education                 | *                              | ..                                | *                          |
| W. M. Forrest.....     | Professor         | 2,400 00       | Bib. hist. and literature | 9                              | ..                                | 10                         |
| W. H. Faulkner.....    | Professor         | 2,500 00       | Germanic languages        | 12                             | ..                                | 90                         |
| William M. Lile.....   | Professor         | 3,000 00       | Law—Equity, etc.          | 9                              | ..                                | 175                        |
| C. A. Graves.....      | Professor         | 3,000 00       | Law—Contracts, etc.       | 9                              | ..                                | 167                        |
| R. C. Minor.....       | Professor         | 3,000 00       | Law—Constitutional        | 9                              | ..                                | 127                        |
| A. M. Doble.....       | Professor         | 2,500 00       | Law                       | 9                              | ..                                | 170                        |
| George B. Eager.....   | Adjunct Professor | 1,500 00       | Law                       | 9                              | ..                                | 131                        |
| Ira S. Flory.....      | Instructor        | 750 00         | Law                       | *                              | ..                                | *                          |

|   |          |                              |    |    |         |
|---|----------|------------------------------|----|----|---------|
| Johnson & Davis.....Instructors .....         | 750 00   | Law .....                    | *  | .. | *       |
| Richard H. Whitehead, Dean and Professor..... | 3,550 00 | Anatomy .....                | 18 | 12 | 30      |
| Harvey E. Jordan.....Associate Professor..... | 2,400 00 | Embryology and histology...  | 11 | 10 | 30      |
| F. P. Smart.....Instructor .....              | 800 00   | Embryology and histology...  | 10 | *  | 22      |
| Williams & Steele.....Instructors .....       | 80 00    | Anatomy .....                | *  | *  | *       |
| Theodore Hough .....                          | 3,000 00 | Physiology .....             | 12 | 9  | 52      |
| J. O. Orider.....Instructor .....             | 200 00   | Physiology .....             | *  | *  | *       |
| H. T. Marshall.....Professor .....            | 3,000 00 | Bacteriology and pathology.. | 12 | 13 | 26      |
| E. A. Purdum.....Instructor .....             | 800 00   | Bacteriology and pathology . | *  | *  | *       |
| W. E. Bray.....Instructor .....               | 120 00   | Bacteriology and pathology.. | *  | *  | *       |
| R. R. Dale.....Instructor .....               | 100 00   | Bacteriology and pathology.. | *  | *  | *       |
| J. A. Waddell.....Adjunct Professor.....      | 1,500 00 | Pharmacy & materia medica.   | 2  | 4  | 14 & 14 |
| J. C. Flippin.....Associate Professor.....    | 2,500 00 | Clinical diagnosis.....      | 12 | 8  | 40      |
| H. A. Latane.....Instructor .....             | 100 00   | Clinical diagnosis.....      | *  | *  | *       |
| John S. Davis.....Professor .....             | 3,300 00 | Practice of medicine.....    | 11 | 5  | 24      |
| Stephen H. Watts.....Professor .....          | 3,000 00 | Surgery and genecology.....  | 8  | 12 | 26      |
| William H. Goodwin..Adjunct Professor.....    | 1,350 00 | Surgery and gynecology.....  | 3  | 13 | 14 & 7  |
| John H. Neff.....Instructor .....             | 200 00   | Surgery and gynecology.....  | *  | *  | *       |
| W. D. Macon.....Professor .....               | 1,000 00 | Obstetrics .....             | *  | *  | *       |
| H. S. Hedges.....Professor .....              | 250 00   | Diseases eye, etc.....       | *  | *  | *       |
| R. F. Compton.....Professor .....             | 250 00   | Diseases eye, etc.....       | *  | *  | *       |
| W. A. Lambeth.....Professor .....             | 2,500 00 | Hygiene .....                | 3  | .. | 12      |
| W. M. Thornton.....Professor .....            | 3,000 00 | Engineering .....            | 12 | .. | 101     |
| J. L. Newcomb.....Professor .....             | 2,250 00 | Engineering .....            | 12 | 13 | 32      |
| Charles Hancock .....                         | 2,000 00 | Engineering .....            | 15 | 6  | 61      |
| W. S. Rodman.....Adjunct Professor.....       | 1,500 00 | Engineering .....            | .. | 13 | 13      |
| J. M. Gallalee.....Instructor .....           | 900 00   | Engineering .....            | 11 | 5  | 36 & 6  |
| L. F. Tucker.....Instructor .....             | 400 00   | Engineering .....            | *  | *  | *       |
| R. H. Houston.....Instructor .....            | 200 00   | Engineering .....            | *  | *  | *       |
| W. T. Tabb.....Instructor .....               | 200 00   | Engineering .....            | *  | *  | *       |
| F. N. Lewis.....Instructor .....              | 200 00   | Engineering .....            | .. | 6  | 14      |
| Z. R. Lewis.....Instructor .....              | 200 00   | Engineering .....            | .. | 5  | 21      |

•Teaching and laboratory hours and number of students requirements during each of the three terms.

# Virginia Military Institute,

Lexington, Va.

MR. JOHN W. WILLIAMS,  
Clerk House of Delegates,  
Richmond, Va.

January 17, 1912.

SIR,—In compliance with the resolution passed by the House of Delegates regarding salaries, occupation, etc., of officers and employees of this institution, I have the honor to transmit herewith the information desired.

Very respectfully,

E. W. NICHOLS,  
Superintendent.

## OFFICERS, PROFESSORS AND EMPLOYEES AND THE SALARY RECEIVED BY EACH.

### *Military and Academic Departments.*

|  |                           |
|--|---------------------------|
| General Scott Shipp, superintendent emeritus.. | \$ 1,200 00               |
| General E. W. Nichols, superintendent.....     | 4,000 00 and quarters     |
| Colonel Hunter Pendleton.....                  | 2,200 00 and quarters     |
| Colonel N. B. Tucker.....                      | 2,300 00                  |
| Colonel Francis Mallory.....                   | 2,000 00 and quarters     |
| Colonel H. C. Ford.....                        | 2,000 00 and quarters     |
| Colonel J. M. Patton.....                      | 2,300 00                  |
| Colonel T. A. Jones.....                       | 2,000 00 and quarters     |
| Colonel C. W. Watts.....                       | 2,300 00                  |
| Army officer (commandant).....                 | 500 00 and quarters       |
| Colonel R. T. Kerlin.....                      | 2,000 00 and quarters     |
| Colonel Francis H. Smith.....                  | 2,000 00                  |
| Major R. B. Poague.....                        | 1,500 00                  |
| Captain Murray F. Edwards.....                 | 900 00 board and quarters |
| Captain B. D. Mayo.....                        | 800 00 board and quarters |
| Captain B. F. Crowson.....                     | 700 00 board and quarters |
| Captain S. W. Anderson.....                    | 700 00 board and quarters |
| Captain H. G. Poague.....                      | 700 00 board and quarters |
| Captain H. B. Kinsolving.....                  | 600 00 board and quarters |
| Captain Samuel M. Millner, Jr.....             | 600 00 board and quarters |
| Captain Alpha Brumage.....                     | 800 00                    |
|  | <hr/>                     |
|  | \$32,100 00               |

### *Military Store.*

|  |             |
|--|-------------|
| Captain J. W. Gillock, military storekeeper..... | \$ 1,350 00 |
| Mr. M. S. Goldman, assistant.....                | 420 00      |
| Mr. Frank L. Young, tailor and cutter.....       | 1,200 00    |
| Frank Sterrett, messenger.....                   | 144 00      |
|  | <hr/>       |
|  | \$ 3,114 00 |



## VIRGINIA MILITARY INSTITUTE—CONTINUED.

*Hospital.*

|  |                           |
|--|---------------------------|
| Major H. O. McClung, surgeon.....        | \$ 1,200 00               |
| Miss Hulda M. Naw, matron and nurse..... | 500 00 board and quarters |
| Sam Stuart, hospital servant.....        | 180 00 and board          |
|  | <hr/>                     |
|  | \$ 1,880 00               |

*Commissary Department.*

|  |                           |
|--|---------------------------|
| Captain J. W. Gilmore, commissary..... | \$ 700 00 and quarters    |
| Mr. W. J. Ashburn, steward.....        | 800 00 board and quarters |

*Cooks.*

|                         |           |
|-------------------------|-----------|
| Johnson Pettigrew ..... | \$ 400 00 |
| Samuel Jackson .....    | 300 00    |
| Matthew Osborn .....    | 220 00    |

*Bakers.*

|                      |           |
|----------------------|-----------|
| William Irvine ..... | \$ 400 00 |
| Dan Penn .....       | 200 00    |

*Waiters.*

|                         |           |
|-------------------------|-----------|
| Tom Dock .....          | \$ 280 00 |
| Andrew Watts .....      | 200 00    |
| Willie Dock .....       | 200 00    |
| Charles Alexander ..... | 180 00    |
| Joe Adams .....         | 190 00    |
| John Pleasants .....    | 180 00    |
| Henry Matthews .....    | 150 00    |
| Garland Kenney .....    | 150 00    |
| Thomas Stuart .....     | 150 00    |
| John Robinson .....     | 150 00    |
| Robert Harper .....     | 150 00    |
| Charles Robinson .....  | 150 00    |
| William Davis .....     | 150 00    |
| Ashby Alexander .....   | 150 00    |
| Perry Robinson .....    | 150 00    |

*Helper and Fireman.*

|                        |             |
|------------------------|-------------|
| John Crutchfield ..... | \$ 220 00   |
| James Johnson .....    | 200 00      |
|                        | <hr/>       |
|                        | \$ 6,010 00 |

*Quartermaster Department.*

|  |           |
|--|-----------|
| Captain J. W. Gilmore.....                                   | \$ 300 00 |
| Colonel Francis Mallory, director power plant..              | 200 00    |
| Mr. C. R. Simpson, engineer and ordnance ser-<br>geant ..... | 780 00    |
| Mr. George E. Hinty, carpenter.....                          | 600 00    |
| Mr. Serrett, fireman.....                                    | 480 00    |

## VIRGINIA MILITARY INSTITUTE—CONTINUED.

|   |                  |
|---|------------------|
| Mr. Ed. Bosserman, fireman.....               | \$ 480 00        |
| Mr. E. E. Hook, plumber.....                  | 540 00           |
| Mr. Harry Brown, teamster.....                | 204 00 and board |
| Warwick Tinsley, barrack hand.....            | 144 00 and board |
| Walter Gilliam, barrack hand.....             | 144 00 and board |
| John Fleming, barrack hand.....               | 144 00 and board |
| James Hopkins, barrack hand and library hand. | 168 00 and board |
| John Williams, barrack hand and baths hand... | 168 00 and board |
| James Payne, offices and grounds hand.....    | 144 00 and board |

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\$ 4,496 00

*Treasurer, Secretary, Librarian, Etc.*

|   |             |
|---|-------------|
| Colonel W. T. Poague, treasurer.....          | \$ 1,650 00 |
| L. E. Steele, secretary and stenographer..... | 1,000 00    |
| Miss Nellie T. Gibbs, librarian.....          | 480 00      |
| Cadet A. F. Kibler, assistant librarian.....  | 50 00       |
| Harry Ebeling, mail and messenger boy.....    | 180 00      |
| James Stuart, laboratory attendant.....       | 168 00      |

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\$ 3,528 00

*Band.*

|   |           |
|---|-----------|
| H. Krause, leader.....                  | \$ 500 00 |
| M. S. Goldman, principal musician.....  | 480 00    |
| T. E. Dulaney, bandsman and bugler..... | 600 00    |
| F. L. Klicker, bandsman.....            | 300 00    |
| J. A. Pennington, bandsman.....         | 300 00    |
| C. A. Ebeling, bandsman.....            | 300 00    |
| O. L. McDonald, bandsman.....           | 300 00    |
| L. P. Wray, bandsman.....               | 300 00    |
| J. J. Jochenning, bandsman.....         | 300 00    |

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\$ 3,380 00

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*Summary.*

|   |             |
|---|-------------|
| Military and academic departments.....    | \$32,100 00 |
| Military store .....                      | 3,114 00    |
| Hospital .....                            | 1,880 00    |
| Commissary department .....               | 6,010 00    |
| Quartermaster department .....            | 4,496 00    |
| Treasurer, secretary, librarian, etc..... | 3,528 00    |
| Band .....                                | 3,380 00    |

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\$54,508 00

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## VIRGINIA MILITARY INSTITUTE—CONTINUED.

## PROFESSORS, SUBJECTS AND OCCUPATION.

| <i>Professor.</i>       | <i>Subject.</i>   | <i>Hours<br/>Per Week.</i> |
|-------------------------|---|----------------------------|
| Col. Hunter Pendleton.  | Chemistry .....   | 17 & Lab't'y               |
| Col. N. B. Tucker.....  | Chemistry, mineralogy, geology.....                           | 28                         |
| Col. Francis Mallory... | Physics, electrical engineering, steam en-<br>gineering ..... | 25                         |
| Col. H. C. Ford.....    | History, Latin .....  | 18                         |
| Col. J. M. Patton.....  | German, Spanish, French.....                                  | 18                         |
| Col. T. A. Jones.....   | Surveying, civil engineering.....                             | 22                         |
| Col. C. W. Watts.....   | Mathematics .....   | 18                         |
| Col. S. R. Gleaves..... | Military science .....  | 6                          |
| Col. S. R. Gleaves..... | Tactical department .....                                     | All day.                   |
| Col. R. T. Kerlin.....  | English .....   | 18                         |
| Col. F. H. Smith.....   | Mathematics .....   | 18                         |
| Maj. R. B. Poague.....  | Physics and drawing.....                                      | 19                         |
| Capt. M. F. Edwards..   | German .....  | 18                         |
| Capt. M. F. Edwards..   | Post adjutant .....   | 2 to 6                     |
| Capt. S. W. Anderson..  | Physics, tactical officer.....                                | 22                         |
| Capt. B. F. Crowson...  | German, English tactical officer.....                         | 22                         |
| Capt. B. D. Mayo.....   | Mathematics, drawing officer.....                             | 28                         |
| Capt. H. B. Kinsolving. | History, tactical officer.....                                | 18                         |
| Capt. S. M. Millner.... | Latin, history officer.....                                   | 28                         |
| Capt. H. G. Poague....  | Mathematics, drawing, engineering tac-<br>tics. ....          | 28                         |
| Capt. Alpha Brumage..   | Mathematics, gymnasium .....                                  | 18                         |

The above refers largely to class-room work, and does not include laboratory and field work, nor to the necessary time consumed in examining written work.

## Virginia School for the Deaf and the Blind.

Staunton, Va.

January 17, 1912.

HON. JOHN W. WILLIAMS,  
Clerk House of Delegates,  
Richmond, Va.

DEAR SIR,—As per your request of 15th instant, I send you in duplicate form the information for which you ask.

Yours very truly,

W. A. BOWLES,  
Superintendent.

## OFFICERS.

Report from the Virginia School for the Deaf and the Blind, Staunton, Va., in obedience to a recent law bearing upon the number and names of all officers, teachers and employees, with the salaries or wages paid each one:

## VIRGINIA SCHOOL FOR THE DEAF AND BLIND—CONTINUED.

*Teachers of Deaf Department.*

G. D. Euritt, head teacher and editor of the school paper, "The Guide," published at the school to instruct the pupils, etc. He works on an average about ten hours a day, and has to teach Sunday school on Sundays; receives \$1,000, with board.

C. H. Williams, teacher, works about seven hours per day, except on Saturday; receives \$750 per year, without board.

S. C. Jones, teacher, works seven hours in literary department and three hours per day, except Saturday and Sunday, in instructing pupils to print; receives \$950 per year, without board.

Alvah Rasnick, teacher and monitor or supervisor of deaf boys, teaches about seven hours per day and has to look after the conduct of the boys nearly all the time that they are not asleep; receives \$575 per year, with board.

Mrs. E. J. Euritt, teacher, works about seven hours per day and Sunday school on Sundays; receives \$550 per year, with board.

Miss Dunbar, teacher, works about seven hours per day and teaches Sunday school on Sundays; receives \$600 per year, without board.

Miss Cason, teacher, seven hours per day and Sunday school; salary \$725 per year, without board.

Miss Surber, teacher, seven hours per day and Sunday school; salary \$500, without board.

Miss LaRue, seven hours per day and Sunday school; salary \$550, with board.

Miss Bumgardner, seven hours per day and Sunday school; salary \$550, with board.

Miss Berkeley, seven hours per day and Sunday school; salary \$750, without board.

Miss Gay Trout, seven hours per day in literary department and three hours instructing in sewing; salary \$750, with half board.

Miss Burch, seven hours per day and Sunday school; salary \$500, with board.

Miss Lambert, seven hours per day and Sunday school; salary \$325, with board.

Miss Turner, eight hours per day in teaching manual training to both the deaf and the blind; salary \$644 per year, without board.

Miss Lewin, seven hours per day and Sunday school; salary \$400, without board.

Miss Kerr, just beginning, seven hours and Sunday school; salary \$300 per year, without board.

Miss Biscoe, assistant teacher, with small class, seven hours and Sunday school; receives \$100 per year, with board.

Miss Parker, teacher and monitress, on duty ten hours; salary \$250, with board.

Miss H. Trout, teacher of cooking, twice a week; salary \$150, with board.

Miss Walkup, teacher of sewing, on duty nine hours per day; salary \$0 and board.



## VIRGINIA SCHOOL FOR THE DEAF AND BLIND—CONTINUED.

*Blind Department.*

D. D. Sizer, head teacher, blind department and supervisor, on duty ten hours; \$900 and board.

Miss Goss, seven hours; salary \$500, with board.

Miss Kayser, seven hours; salary \$350; acts also as librarian.

Miss Everett, seven hours; salary \$525, with meals, without room.

Miss Atkinson, teacher and supervisor, ten hours; salary \$375, with board.

Professor Beardsworth, director in music department, eight hours; salary \$1,000, without board.

J. W. McCambridge, literary and music, seven hours; salary \$850, without board.

Miss Phillips, music and vocal; \$500 per year, with board.

Miss Timberlake, assistant teacher, seven hours; \$200 per year, without board.

Miss Dameron, assistant in music, eight hours; \$50 per year, with board.

William A. Bowles, superintendent, all the time except sleeping hours; \$1,800 per year, with board of self, wife and one daughter.

Miss Hamlin, matron, nearly all hours when not asleep; \$400, with board.

W. P. Eskridge, bookkeeper and purchasing agent; \$660, with board.

Dr. J. B. Catlett, physician, whenever needed; \$400, without board.

Dr. Frank Hanger, specialist on eyes, ears, nose, etc., when needed; \$200 per year.

Amount of pay roll for officers and teachers is about \$1,930 per month, but it varies a little each month, allowances being made for lost time, etc.

N. B.—It is very difficult to get trained teachers at the salaries we pay. If one of our oral teachers in the deaf department were to resign I do not know of an available one in the United States to take the vacancy.

Respectfully submitted,

W. A. BOWLES,  
*Superintendent, etc.*

## EMPLOYEES.

Engineer, works about ten hours per day; receives \$55 per month.

Engineer's assistant, ten hours per day; receives \$25 per month.

Carpenter, ten hours per day; receives \$50 per month.

Wagoner, ten hours per day; receives \$24 per month.

Shoemaker, ten hours per day; receives \$50 per month.

Mattressmaker, ten hours per day; receives \$50 per month.

Night watchman, ten hours per day; receives \$33.33 per month.

One man, general work, ten hours per day; receives \$17.50 per month.

One linen-room, ten hours per day; receives \$25 per month.

One attendant little boys, ten hours per day; receives \$24 per month.

Head laundry, ten hours per day; receives \$14 per month.

Five laundry, ten hours per day; receive \$60 per month—\$12 each.

Two officers dining-room, ten hours per day; receive \$28 per month.

Head pupils D. R., ten hours per day; receives \$11 per month.

Three pupils D. R., ten hours per day; receive \$40 per month—\$10 each.

Four maids, ten hours per day; receive \$43 per month—three \$11 each, one \$10.

## VIRGINIA SCHOOL FOR THE DEAF AND BLIND—CONTINUED.

Two monitors, ten hours per day; receive \$8 per month—\$4 each.

One monttress, ten hours per day; receives \$15 per month.

One monitor, ten hours per day; receives \$2 per month.

One nurse, ten hours per day; receives \$20 per month.

One baker, ten hours per day; receives \$25 per month.

One baker assistant, ten hours per day; receives \$16 per month.

One cook, twelve hours per day; receives \$25 per month.

Second cook, twelve hours per day; receives \$15 per month.

Three floormen, ten hours per day; receives \$60 per month—\$20 each.

One milkman, ten hours per day; receives \$21 per month.

One barber, about three hours one day in every week; receives \$10 per month.

Amount of pay-roll for employees is about \$781.72, but varies a little each month.

W. A. BOWLES,  
*Superintendent.*

### Virginia Polytechnic Institute,

(*State Agricultural and Mechanical College.*)

BLACKSBURG, VA., *January 27, 1912.*

MR. J. W. WILLIAMS,  
*Clerk of House of Delegates,*  
*Richmond, Va.*

DEAR SIR,—I enclose papers requested. I had them with me in Richmond the other day, but found they were not in the form desired, and on my return I put them in the form enclosed.

I am answering question No. 1 on one sheet and question No. 2 on another. We use so many small sections here that the latter series of answers is extremely complicated and difficult to understand. If this abstract is not what you want I will have each professor send in a report signed with his own name and indicating hours and work done. These are now in my possession and ready, but extremely voluminous.

Very truly yours,

P. B. BARRINGER,  
*President.*

#### TIME AND WORK OF PROFESSORS.

| <i>Name of Professor and<br/>Assistant.</i>   | <i>Number<br/>of<br/>sections.</i> | <i>Students<br/>in all<br/>sections.</i> | <i>No. hours<br/>class<br/>work<br/>per week.</i> | <i>No. of<br/>hours<br/>outside<br/>of class.</i> |
|---|------------------------------------|--|---|---|
| R. A. Marr, professor.....  | 7                                  | 248                                      | 34  | 15  |
| Student assistants—H. M. Trenor,<br>H. H. Holmes, J. L. Hughes, J.<br>A. Hale, H. C. Minton, F. K.<br>Prosser—all assistants to Colonel<br>Marr in civil engineering. |                                    |  |   |   |
| J. R. Pritchard, professor .....  | 6                                  | 75                                       | 37  | 30  |

## VIRGINIA POLYTECHNIC INSTITUTE—CONTINUED.

| <i>Name of Professor and<br/>Assistant.</i> | <i>Number<br/>of<br/>sections.</i> | <i>Students<br/>in all<br/>sections.</i> | <i>No. hours.<br/>class<br/>work<br/>per week.</i> | <i>No. of<br/>hours<br/>outside<br/>of class.</i> |
|---|------------------------------------|--|--|---|
| C. Lee, professor .....                     | 6                                  | 91                                       | 34   | 30  |
| L. S. Randolph, professor .....             | 9                                  | 133                                      | 24   | 23  |
| J. S. A. Johnson, professor .....           | 10                                 | 403                                      | 36   | 36  |
| C. E. Vawter, professor .....               | 5                                  | 384                                      | 39   | 39  |
| W. P. Angel, professor .....                | 5                                  | 242                                      | 33   | 33  |
| O. C. Burkhardt, professor .....            | 7                                  | 35                                       | 36   | 31  |
| W. E. Barlow, professor .....               | 9                                  | 54                                       | 24   | 24  |
| R. J. Holden, professor .....               | 4                                  | 58                                       | 21   | 12  |
| *W. H. Rasche, professor .....              | 6                                  | 160                                      | 30   |   |
| *H. Gudheim, professor .....                | 5                                  | 203                                      | 37   |   |
| *F. Redlich, professor .....                | 5                                  | 177                                      | 37   |   |
| *J. R. Parrott, professor .....             | 3                                  | 70                                       | 30   |   |
| *W. G. Conner, professor .....              | 3                                  | 94                                       | 45   |   |
| *B. F. Bock .....                           | 3                                  | 94                                       | 45   |   |
| *H. N. Faulkner .....                       | 3                                  | 94                                       | 45   |   |
| *J. M. Johnson .....                        | 3                                  | 70                                       | 37   |   |
| R. J. Davidson, professor .....             | 9                                  | 117                                      | 30   | 30  |
| J. B. McBryde, professor .....              | 9                                  | 60                                       | 30   | 30  |
| H. L. Price, professor .....                | 7                                  | 45                                       | 23   | 13  |
| F. S. Holmes, assistant .....               | 8                                  | 112                                      | 28   | 24  |
| Lyman Carrier, professor .....              | 4                                  | 25                                       | 15   |   |
| T. B. Hutcheson, assistant .....            | 3                                  | 57                                       | 10½  |   |
| W. K. Brainard, professor .....             | 4                                  | 23                                       | 53   | 14  |
| C. W. Holdaway, assistant .....             | 3                                  | 20                                       | 21   | 11  |
| H. S. Reed, professor .....                 | 9                                  | 62                                       | 54   | 28  |
| J. S. Cooley, assistant .....               | 4                                  | 45                                       | 17   | 9   |
| †N. S. Mayo, professor .....                | 2                                  | 31                                       | 6  |   |
| E. W. Lawson, assistant .....               | 5                                  | 95                                       | 15   |   |
| E. A. Smyth, professor .....                | 8                                  | 73                                       | 34   | 37  |
| H. S. Stohl, assistant .....                | 5                                  | 83                                       | 23   | 29  |
| T. P. Campbell, professor .....             | 4                                  | 81                                       | 12   | 11  |
| C. P. Miles, assistant .....                | 5                                  | 115                                      | 15   | 10  |
| J. J. Davis, assistant .....                | 4                                  | 81                                       | 12   | 7   |
| L. P. Smithey, assistant .....              | 5                                  | 101                                      | 15   | 11  |
| R. H. Hudnall, professor .....              | 5                                  | 66                                       | 9  | 17  |
| C. M. Newman, professor .....               | 6                                  | 122                                      | 16   | 32  |
| M. H. Arnold, assistant .....               | 4                                  | 63                                       | 9  | 38  |
| A. S. McCown, assistant .....               | 4                                  | 89                                       | 9  | 31  |
| A. W. Drinkard, professor .....             | 3                                  | 46                                       | 9  | 18  |
| J. E. Williams, professor .....             | 7                                  | 221                                      | 45   | 9   |
| W. M. Brodie, assistant .....               | 7                                  | 258                                      | 33   | 12  |
| F. L. Robeson, assistant .....              | 7                                  | 243                                      | 25   | 12  |
| F. D. Wilson, professor .....               | 5                                  | 234                                      | 66   | 10  |
| H. S. Stohl, assistant .....                | 4                                  | 232                                      | 27   | 12  |

\*These men are employed by the college all day each day.

†College veterinarian.

## VIRGINIA POLYTECHNIC INSTITUTE—CONTINUED.

|  |             |
|--|-------------|
| R. A. Marr, dean and professor civil engineering (H) ..... | \$ 2,100 00 |
| E. A. Smyth, Jr., professor biology (H) .....              | 2,000 00    |
| R. J. Davidson, dean and professor chemistry (H) .....     | 2,000 00    |
| O. F. Burkhardt, professor mining engineering (C) .....    | 2,180 00    |
| F. D. Wilson, professor chemistry (H) .....                | 1,800 00    |
| W. E. Barlow, dean and professor metallurgy (H) .....      | 2,000 00    |
| C. M. Newman, professor rhetoric (C) .....                 | 1,980 00    |
| J. S. A. Johnson, professor Exp. English (C) .....         | 1,980 00    |

## OFFICERS.

|   |             |
|---|-------------|
| P. B. Barringer, president (H) .....      | \$ 5,000 00 |
| C. I. Wade, secretary and treasurer ..... | 1,880 00    |
| R. T. Ellett, secretary faculty .....     | 200 00      |
| Miss Ethel E. A. Lacy, librarian .....    | 720 00      |

## PROFESSORS.

|   |          |
|---|----------|
| R. J. Holden, professor geology (C) .....                           | 1,980 00 |
| W. G. Conner, professor mechanic arts (C) .....                     | 1,980 00 |
| J. E. Williams, professor mathematics (H) .....                     | 1,800 00 |
| L. S. Randolph, professor Mec. English (H) .....                    | 1,800 00 |
| S. R. Pritchard, professor electrical engineering (H).....          | 1,800 00 |
| R. H. Hudnall, professor English (H) .....                          | 1,800 00 |
| C. E. Vawter, professor physics (H) .....                           | 1,800 00 |
| J. R. Parrott, professor mechanic arts and Dir. shops (H).....      | 1,800 00 |
| T. P. Campbell, professor modern languages (H) .....                | 1,800 00 |
| W. H. Rasche, professor graphics (H) .....                          | 1,800 00 |
| J. B. McBryde, professor chemistry (H) .....                        | 1,800 00 |
| H. L. Price, dean and professor horticulture (S) (C) .....          | 1,580 00 |
| H. S. Reed, professor mycology and bacteriology (S) (C).....        | 1,480 00 |
| Lyman Carrier, professor agronomy (S) (C) .....                     | 1,480 00 |
| N. S. Mayo, professor An. Husbd. and Vet. science (S) (C).....      | 1,500 00 |
| W. K. Brainerd, professor dairy husbandry (S) (C) .....             | 1,300 00 |
| A. W. Drinkard, professor history and economics .....               | 1,400 00 |
| W. R. Dashiell, professor military science and tactics (U. S.) (H). | 1,000 00 |

## ASSOCIATE AND ASSISTANT PROFESSORS.

|  |             |
|--|-------------|
| Claudius Lee, associate professor electrical engineering .....     | \$ 1,400 00 |
| Harry Guidhelm, associate professor graphics .....                 | 1,350 00    |
| W. M. Brodle, associate professor mathematics .....                | 1,450 00    |
| C. P. Miles, associate professor modern languages .....            | 1,100 00    |
| J. J. Davis, associate professor modern languages .....            | 1,100 00    |
| E. W. Lawson, associate professor animal husbandry .....           | 1,000 00    |
| M. H. Arnold, associate professor rhetoric .....                   | 1,200 00    |
| F. L. Robeson, assistant in mathematics and mechanical engineering | 1,000 00    |



## VIRGINIA POLYTECHNIC INSTITUTE—CONTINUED.

## INSTRUCTORS.

|  |           |
|--|-----------|
| Fritz Redlich, instructor graphics .....                                       | \$ 800 00 |
| J. M. Johnson, instructor foundry and forge .....                              | 750 00    |
| H. S. Stohl, instructor botany and assistant chemistry .....                   | 1,000 00  |
| T. B. Hutcheson, instructor agronomy (S) .....                                 | 400 00    |
| W. L. Mallory, instructor dairy husbandry (S) .....                            | 400 00    |
| C. W. Holdaway, instructor creamery (balance salary charged<br>creamery) ..... | 350 00    |
| L. P. Smithy, instructor modern languages .....                                | 900 00    |
| A. S. McCown, instructor rhetoric .....  | 800 00    |
| J. S. Cooley, instructor Myc. and bacteriology (S) .....                       | 150 00    |
| F. S. Holmes, instructor agriculture and assistant Comdt. ....                 | 500 00    |

## STUDENT ASSISTANTS.

|   |           |
|---|-----------|
| H. M. Trenor, civil engineer and assistant commandant ..... | \$ 300 00 |
| H. H. Holmes, civil engineer and assistant commandant ..... | 225 00    |
| J. A. Hale, civil engineer .....                            | 200 00    |
| E. A. Isbell, civil engineer .....                          | 125 00    |
| J. L. Hughes, civil engineer .....                          | 125 00    |
| H. C. Minter, civil engineer .....                          | 125 00    |
| F. K. Prosser, civil engineer .....                         | 125 00    |
| H. B. Vaughan, civil engineer .....                         | 50 00     |
| F. H. Yancey, civil engineer .....                          | 50 00     |
| P. Kirkbride, civil engineer .....                          | 50 00     |
| F. P. Coleman, electrical engineer .....                    | 250 00    |
| V. E. Ayre, physics .....                                   | 250 00    |
| W. Y. Jenkins, physics .....                                | 250 00    |
| J. H. Aaron, chemistry .....                                | 150 00    |
| J. S. Musgrave, Jr., chemistry .....                        | 150 00    |
| D. H. Spindle, chemistry .....                              | 90 00     |
| H. M. Robinson, geology, .....                              | 220 00    |

## EMPLOYEES.

|  |           |
|--|-----------|
| Miss V. M. Patton, clerk to commandant .....             | \$ 680 00 |
| Miss C. J. Crawford, secretary to president .....        | 680 00    |
| Miss L. A. Neilson, registrar .....                      | 680 00    |
| R. T. Ellett, stationery department collector, etc. .... | 800 00    |
| H. D. McTier, bandmaster .....                           | 360 00    |
| Miss Annie Murrill, assistant librarian .....            | 250 00    |
| Miss Mary Chewning, stenographer .....                   | 300 00    |
| William Twitty, armorer, bugler and mail .....           | 360 00    |
| W. F. Henderson, surgeon, infirmary .....                | 1,150 00  |
| Miss Anna G. Hannis, head nurse, infirmary .....         | 780 00    |
| Miss Emma Garrison, nurse, infirmary .....               | 480 00    |
| Preston Mays, janitor, infirmary .....                   | 200 00    |
| Charged to infirmary.                                    |           |

## VIRGINIA POLYTECHNIC INSTITUTE—CONTINUED.

D. O. Matthews (H) .....\$ 1,500 00

Mr. Matthews has charge of the grounds and buildings, heat and power plant, electric light plant, water works and laundry and all men employed in these departments are under him. He also has charge of the janitors and repair work.

J. H. Shultz (H) ..... 1,100 00

Mr. Shultz has charge of the dining hall and all the employees, such as cooks, assistants, waiters, including student waiters, are under him. These are all paid from the receipts of the dining hall.

J. W. Albert (H) ..... 1,200 00

Mr. Albert is superintendent of the farm and all laborers are under his control and direction. These are all paid from the receipts of the farm.

## MEMO.:

(H) means that a house is furnished in addition to the salary paid, the rental value being fixed at \$180.00.

(C) that commutation of \$180.00 is paid in lieu of a house.

(S) that the experiment station pays an additional salary.

## Virginia Normal and Industrial Institute.

*Petersburg, Va.*

*January 18, 1912.*

*Mr. John W. Williams,  
Clerk, House of Delegates,  
Richmond, Va.*

DEAR SIR:

Please find below information asked in your communication of the 15th instant:

J. H. Johnston, president .....\$ 1,500 00

C. J. Daniel, secretary ..... 700 00

H. B. Hucles, steward and treasurer ..... 800 00

Mamie J. Harrison, librarian ..... 360 00

John Mann, M. D. .... 700 00

John M. Gandy, history of education, methods, English history and economics, 30 hours a week ..... 900 00

Walter Johnson, gen., history, geometry, algebra, 30 hours a week.. 900 00

C. D. Haynes, physics, physiology, geography and chemistry, 30 hours a week ..... 900 00

J. T. Phillips, English and American literature, grammar and rhetoric, 30 hours a week ..... 900 00

Wm. A. Rogers, free-hand and mechanical drawing and wood work, 37 hours a week ..... 900 00

Geo. W. Owens, class work and farm manager, 28 hours a week... 1,000 00

R. E. Sanders, bookkeeping, shorthand, typewriting, 34 hours a week ..... 700 00

## VIRGINIA NORMAL AND INDUSTRIAL INSTITUTE—CONTINUED.

|  |           |
|--|-----------|
| Tossie P. F. Whiting, lady principal arithmetic, algebra and reading, 18 hours per week; board and.....                                | \$ 600 00 |
| Mary E. Branch, assistant lady principal, algebra, civil government, physiology, general history and rhetoric, 30 hours per week ..... | 550 00    |
| Frances E. Bolling, spelling, arithmetic, grammar, writing and chair-caning, 30 hours per week .....                                   | 500 00    |
| Anna L. Lindsay, physiology and vocal music, 30 hours per week..   | 500 00    |
| Emma L. McDougald, history, grammar, writing, arithmetic, spelling and reading, 30 hours per week (U. S.) .....                        | 500 00    |
| Carrie E. Brown, training school, 30 hours per week .....  | 500 00    |
| Gertrude E. Foreman, sewing, 35 hours per week .....   | 500 00    |
| Frances J. Ransom, cooking, 35 hours per week .....  | 500 00    |
| Delilah F. Connor, history, arithmetic, spelling, geography and reading, 30 hours per week .....                                       | 400 00    |
| Edna G. Colson, arithmetic, grammar, civil government and rhetoric, 30 hours per week .....  | 450 00    |
| Susie V. Pollard, history, grammar, spelling, geography and reading, 30 hours per week .....   | 450 00    |
| Cora Z. Jones, girls' matron, and in charge of two dining rooms....  | 500 00    |
| Mattie E. Tyler, boys' matron, and in charge of laundry .....  | 420 00    |
| John Campbell, engineer, all day .....   | 450 00    |
| Richard Manson, fireman, all day .....   | 288 00    |
| Samuel Perkins, fireman, all day .....   | 200 00    |
| Henry Harris, chief cook, all day .....  | 480 00    |
| John Coleman, assistant cook, all day .....  | 200 00    |
| Isaac Cooley, assistant cook, all day .....  | 200 00    |

Very respectfully submitted,

J. H. JOHNSTON,  
*President.*

## College of William and Mary,

Williamsburg, Va.

John W. Williams, Esq.,  
Clerk, House of Delegates.

January 18, 1912.

DEAR SIR:

I have the honor to enclose the accompanying answer to the resolutions of the House of Delegates of January 15, 1912, which I trust will be satisfactory.

Yours truly,

LYON G. TYLER.

Answer of Lyon G. Tyler, president of William and Mary College, to the resolutions passed by the House of Delegates, January 15, 1912.

1. The officers, professors and employees in their respective institutions and the salary received by each:

## COLLEGE OF WILLIAM AND MARY—CONTINUED.

|  |             |
|--|-------------|
| Lyon G. Tyler, president—salary and house .....        | \$ 2,760 00 |
| J. L. Hall, dean professor, salary .....               | 2,000 00    |
| T. J. Stubbs, professor, salary .....                  | 1,800 00    |
| V. F. Garrett, professor, salary .....                 | 1,800 00    |
| J. W. Ritchie, professor, salary .....                 | 1,800 00    |
| R. M. Crawford, professor, salary .....                | 1,800 00    |
| W. A. Montgomery, professor, salary .....              | 1,800 00    |
| H. E. Bennett, professor, salary .....                 | 1,800 00    |
| W. H. Keeble, professor, salary .....                  | 1,800 00    |
| J. S. Wilson, professor, salary .....                  | 1,800 00    |
| J. C. Calhoun, professor, salary .....                 | 1,800 00    |
| Dr. W. J. Young, physician and physical director ..... | 1,800 00    |
| G. O. Ferguson, adjunct professor, salary .....        | 1,200 00    |
| John Tyler, adjunct professor, salary .....            | 1,200 00    |
| A. R. Koontz, assistant, salary .....                  | 885 00      |
| C. C. Snow, assistant, salary .....                    | 335 00      |
| W. H. Neblitt, assistant .....                         | 135 00      |
| W. A. Bloxton, instructor, salary .....                | 1,200 00    |
| R. C. Young, instructor, salary .....                  | 1,200 00    |
| J. Y. Mason, assistant, salary .....                   | 135 00      |
| Total .....  | \$29,050 00 |

## OBSERVATION AND PRACTICE SCHOOL.

|  |             |
|--|-------------|
| Nannie C. Davis, principal .....                 | \$ 1,200 00 |
| Laura H. Stillwell, teacher in said school ..... | 900 00      |
| Mary H. Spencer, teacher in said school .....    | 480 00      |
| Ellen Barnes, teacher in said school .....       | 480 00      |

## OFFICERS OF THE COLLEGE.

|   |             |
|---|-------------|
| H. L. Bridges, registrar and secretary faculty, salary .....          | \$ 1,300 00 |
| Emily P. Christian, librarian, salary .....                           | 540 00      |
| C. G. Richardson, night librarian, salary .....                       | 153 00      |
| L. W. Lane, Jr., treasurer and secretary board of visitors, salary... | 900 00      |
| Pattie Morecock, secretary and typewriter to president, salary.....   | 420 00      |
| L. C. Pittman, engineer, salary .....                                 | 795 00      |
| 2 firemen .....   | 615 00      |
| 5 workmen .....   | 1,145 00    |
|   | \$37,978 00 |

The professors and officers at William and Mary have no houses or other perquisites.

Question 2. The branches taught by each professor and the total time per day or week actually employed in teaching:

Lyon G. Tyler, president, politics and economics (5 hours in teaching and 12 office hours), 17 hours per week.



## COLLEGE OF WILLIAM AND MARY—CONTINUED.

J. L. Hall, deal, English language and literature, 12 hours per week.  
 T. J. Stubbs, professor mathematics, 9 hours per week.  
 V. F. Garrett, professor chemistry, 16 hours per week.  
 C. C. Snow, laboratory assistant in chemistry, 3 hours per week.  
 J. W. Ritchie, professor bacteriology, botany, physiology, 17 hours per week.  
 A. R. Koontz, assistant to Dr. Ritchie, 14 hours per week.  
 R. M. Crawford, professor drawing and manual arts, 14 hours per week.  
 W. A. Montgomery, professor Latin and Greek, 18 hours per week.  
 H. E. Bennett, professor education and philosophy, 15 hours per week.  
 W. H. Keeble, professor physics, 16 hours per week.  
 J. S. Wilson, professor history and English, 10 hours per week.  
 J. C. Calhoun, French, Spanish and German, 15 hours per week.  
 G. O. Ferguson, adjunct professor education and philosophy, 15 hours per week.  
 John Tyler, adjunct professor mathematics and surveying, 17 hours per week.  
 W. A. Bloxton, instructor in English, German and civics, 19 hours per week.  
 R. C. Young, instructor in Latin, history and French, 20 hours per week.  
 Nannie C. Davis, principal observation and practice school, 20 hours per week.  
 Laura H. Stillwell, teacher in said school, 20 hours per week.  
 Mary H. Spencer, teacher in said school, 20 hours per week.  
 Ellen H. Barnes, teacher in said school, 20 hours per week.

It is proper to state that the hours above do not include the hours spent by the professors in the preparation of work or correcting of written work, or faculty and committee work, which varies in quantity for each professor, but actually exceeds in each case the time spent in teaching. This is especially true of the chairs of history, English, physics and the languages.

Respectfully submitted,

LYON G. TYLER,  
*President.*

### State Normal and Industrial School for White Women,

*Radford, Va.*

*January 20, 1912.*

To Mr. John W. Williams,  
 Clerk of House of Delegates of Virginia,  
 Richmond, Va.

DEAR SIR:

In response to your inquiry from the House of Delegates, dated January 15, 1912, I desire to report:

That the State Normal and Industrial School for White Women at Radford, having been established by the last General Assembly, we are in the constructive period, having begun the erection of the administration building; have not engaged any professors, nor fixed the branches of study.

STATE NORMAL AND INDUSTRIAL SCHOOL FOR WHITE WOMEN—  
CONTINUED.

We expect to open the school for the reception of students September next, and no salaries will be fixed until then.

Very respectfully submitted,

JOHN PRESTON McCONNELL,  
*President.*

Per W. T. BALDWIN,  
*Chairman.*

**Laurel Industrial School,**

*School P. O., Va.*

| <i>Name.</i>            | <i>Service.</i>                | <i>per month.<br/>Salary</i> |
|-------------------------|--------------------------------|------------------------------|
| A. Allen .....          | Superintendent .....           | \$100 00                     |
| W. F. Stevenson.....    | Assistant superintendent ..... | 100 00                       |
| M. L. Large .....       | Family father .....            | 50 00                        |
| Geo. E. Harvey.....     | Family father .....            | 35 00                        |
| J. A. Macomber.....     | Family father .....            | 30 00                        |
| S. D. Bray.....         | Family father .....            | 30 00                        |
| H. M. Fountain.....     | Assistant family father.....   | 30 00                        |
| Fred Crosby.....        | Assistant family father.....   | 30 00                        |
| I. B. Holloway.....     | Assistant family father.....   | 25 00                        |
| A. B. Stanley.....      | Assistant family father.....   | 25 00                        |
| L. W. Jones.....        | Watchman .....                 | 30 00                        |
| J. R. Smith.....        | Steward .....                  | 35 00                        |
| R. S. Palmore.....      | Teamster .....                 | 30 00                        |
| Geo. C. Jefferson.....  | Secretary and treasurer.....   | 16 66                        |
| J. H. Winfrey, M. D.... | Physician .....                | 25 00                        |
| Miss A. Mallory.....    | Nurse .....                    | 20 00                        |
| Miss A. Kenny.....      | Housekeeper .....              | 20 00                        |
| Mrs. B. Manfield.....   | Tailoress .....                | 20 00                        |
| Spicer Ellis.....       | Cook .....                     | 20 00                        |
|                         |                                | <hr/> \$671 66               |

Officers reside on place, are on regular duty 15 hours a day and are subject to a call at any hour.

*Copy of Teachers' Payroll.*

|                         |                 |         |
|-------------------------|-----------------|---------|
| Miss E. Myrtle Grenels. | Principal ..... | \$80 00 |
| Miss Lucy Duncanson.    | Teacher .....   | 60 00   |
| Miss Virginia T. Gates. | Teacher .....   | 60 00   |
| Miss Elizabeth Davis..  | Teacher .....   | 60 00   |
| Mrs. Sarah V. Watson.   | Teacher .....   | 50 00   |

Six hours a day are spent in teaching. Public school branches are taught through the seventh grade.

HOUSE DOC. No. VIII.

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# COMMUNICATION

FROM THE

## Governor of Virginia

TRANSMITTING THE REPORT OF THE

# MILLER FUND

As submitted by the Second Auditor of Virginia, Secretary  
of the Miller Board

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COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, VA., *February 24, 1912.*

*To the General Assembly:*

SIRS,—I herewith transmit the annual report of the Miller Fund for the fiscal years ending December 31, 1910, and 1911, submitted by the Second Auditor of Virginia, secretary of the Miller Board, as required under the will of Mr. Samuel Miller.

Respectfully,

WILLIAM HODGES MANN,  
*Governor.*

**Report of the Miller Fund, December 31, 1910.**

COMMONWEALTH OF VIRGINIA,

SECOND AUDITOR'S OFFICE,

RICHMOND, January 7, 1911.

To His Excellency, WILLIAM HODGES MANN,  
Governor of Virginia.

SIR:

I have the honor to present herewith my annual report of the Miller Fund for the fiscal year ending December 31, 1910, as required under Mr. Samuel Miller's will.

I am most respectfully,

JOHN G. DEW,

Second Auditor of Virginia, and Secretary of the Miller Board.

COMMONWEALTH OF VIRGINIA,

SECOND AUDITOR'S OFFICE,

RICHMOND, VA., December 31, 1910.

His Excellency, WILLIAM HODGES MANN,  
Governor of Virginia.

SIR:

Under the provision of the will of Samuel Miller, for the establishment and perpetual support of a school on the manual labor principle, on a tract of land in the county of Albemarle, and the act of Assembly of February 24, 1874, entitled an act to give effect to a compromise of the litigation in respect to the construction and effect of the will of Samuel Miller, deceased, and to establish the manual labor school provided for in the twenty-fifth clause of said will, "it is made the duty of the Second Auditor to open and keep a separate account of the fund given in trust for the above purpose, to be denominated the Miller Fund, and annually, on the 31st of December, to make and render a true and accurate account of the fund, showing distinctly and in detail the receipts and disbursements on account of the same during the year immediately preceding, a copy of which account, verified by the oath of the Second Auditor, is required to be delivered to the Governor, to be by him laid before the legislature; and another copy thereof, verified in like manner, to be published for one month in two newspapers—one printed in the town of Charlottesville and the other in the city of Richmond."

In discharge of this duty I have the honor to present the following

**Statement***Receipts and disbursements on account of the income of the fund for 1910.**Receipts.*

|      |    |  |                    |
|------|----|--|--------------------|
| Jan. | 4. | Interest for six months to January 1, 1910, on \$1,044,868.49 (4-5) and 6 per cent. registered certificate issued under act of February 23, 1892 ..... | \$ 30,969 55       |
| July | 2. | Ditto to July 1st on same, the (4-5) are now 5 per cent. ....  | 30,969 55          |
|      |    |  | <hr/> \$ 61,939 10 |



|      |     |   |             |              |
|------|-----|---|-------------|--------------|
| Jan. | 14. | Interest for six months to January 1, 1910, on \$75,000 Richmond city 4 per cent. registered bonds .....                            | \$ 1,500 00 |              |
| July | 2.  | Ditto to July 1, 1910, on same.....   | 1,500 00    |              |
|      |     |   | <hr/>       | \$ 3,000 00  |
| May  | 4.  | Interest for six months to May 1, 1910, on \$70,000 5 per cent. registered bonds of Virginia Agricultural and Mechanical College.\$ | 1,750 00    |              |
| Nov. | 3.  | Ditto to November 1, 1910, on same.....   | 1,750 00    |              |
|      |     |   | <hr/>       | 3,500 00     |
| Jan. | 4.  | Interest on Charlottesville city 4 1-2 per cent. bonds, \$160,000, for six months to January 1, 1910 .....                          | \$ 3,600 00 |              |
| July | 2.  | Ditto to July 1, 1910, on same.....   | 3,600 00    |              |
|      |     |   | <hr/>       | 7,200 00     |
| Jan. | 4.  | Interest for six months on Lynchburg bonds on \$27,000 to January 1, 1910.....  | \$ 540 00   |              |
| Feb. | 1.  | On \$70,000 to February 1, 1910.....  | 1,400 00    |              |
| July | 5.  | On \$27,000 to July 1, 1910.....  | 540 00      |              |
| Aug. | 2.  | On \$70,000 to August 1, 1910.....  | 1,400 00    |              |
|      |     |   | <hr/>       | 3,880 00     |
|      |     | Interest on money deposited in Planters' National Bank from December 31, 1909, to December 31, 1910 .....                           |             | 327 68       |
|      |     | Balance December 31, 1909 .....   |             | 220 23       |
|      |     |   |             | <hr/>        |
|      |     |   |             | \$ 80,067 01 |

*Disbursements, 1910.*

On order of the circuit court of Albemarle county and approved by the board of education:

|      |    |   |             |
|------|----|---|-------------|
| Jan. | 4. | To R. B. Fulton, superintendent, for current and other expenses ..... | \$ 3,800 00 |
| Jan. | 5. | To R. B. Fulton, superintendent, for current and other expenses ..... | 8,587 22    |
| Feb. | 8. | To R. B. Fulton, superintendent, for current and other expenses ..... | 6,145 95    |
| Mch. | 8. | To R. B. Fulton, superintendent, for current and other expenses ..... | 5,960 77    |
| Apr. | 5. | To R. B. Fulton, superintendent, for current and other expenses ..... | 6,360 44    |
| May  | 4. | To R. B. Fulton, superintendent, for current and other expenses ..... | 6,866 86    |
| June | 7. | To R. B. Fulton, superintendent, for current and other expenses ..... | 1,794 52    |
| July | 2. | To R. B. Fulton, superintendent, for current and other expenses ..... | 3,900 00    |

|       |     |  |             |   |
|-------|-----|--|-------------|---|
| July  | 6.  | To R. B. Fulton, superintendent, for current and other expenses .....  | \$ 7,025 84 |   |
| Aug.  | 2.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 4,198 35    |   |
| Sept. | 9.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 4,394 70    |   |
| Oct.  | 4.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 9,532 21    |   |
| Nov.  | 2.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 7,245 34    |   |
| Dec.  | 6.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 3,467 83    |   |
|       |     |  | <hr/>       | \$ 79,280 03  |
| Jan.  | 10. | To W. L. Maupin, clerk of Albemarle county, for work for Miller Manual Labor School of Albemarle .....   |             | 91 48   |
| Jan.  | 18. | To C. Lee Moore, notary, for taking acknowledgment of John G. Dew, Second Auditor, and as such secretary of the Miller Board, to his report of the Miller Fund for 1909... |             | 50  |
| Feb.  | 14. | To the Daily Progress for publishing report of 1909 .....  |             | 75 00   |
| Mch.  | 15. | To Richmond Evening Journal for publishing report of 1909 .....  |             | 48 00   |
|       |     |  |             | To John G. Dew, Second Auditor, for payment of 1 per cent. due him as provided in Samuel Miller's will: |
| Jan.  | 17. | 1 per cent. on \$15,816.33 .....   | \$ 158 16   |   |
| Mch.  | 15. | 1 per cent. on \$12,388.38 .....   | 123 88      |   |
|       |     |  | <hr/>       | 282 04  |
|       |     |  |             | <hr/>   |
|       |     |  |             | \$ 79,777 05  |

*Receipts of 1910.*

|                                      |              |              |
|--------------------------------------|--------------|--------------|
| Received during the year 1910.....   | \$ 79,846 78 |              |
| Balance from 1909 .....              | 220 23       |              |
|                                      |              | <hr/>        |
|                                      |              | \$ 80,067 01 |
| Disbursed during the year 1910 ..... |              | 79,777 05    |
|                                      |              | <hr/>        |
| Balance in treasury .....            |              | \$ 289 96    |

**SECURITIES BELONGING TO THE MILLER FUND.**

The following is a statement of the securities belonging to the Miller Fund in the custody of the Second Auditor:

|   |              |                |
|---|--------------|----------------|
| Virginia certificate registered under act of February 23, 1892, bearing 6 per cent..... | \$969,568 49 |                |
| bearing (4-5) .....   | 75,300 00    |                |
|   |              | <hr/>          |
|   |              | \$1,044,868 49 |

|   |                |
|---|----------------|
| Lynchburg city bonds (registered) 4 per cent.....   | \$ 97,000 00   |
| Charlottesville city (coupon) bonds 4 1-2 per cent.....   | 160,000 00     |
| Richmond city (registered) bonds, 4 per cent.....   | 75,000 00      |
| Virginia Agricultural and Mechanical College and Polytechnic<br>Institute (10-40) 5 per cent. bonds (registered)..... | 70,000 00      |
|   | <hr/>          |
|   | \$1,446,868 49 |

On which an annual interest may be relied on of .....\$ 79,519 10

It will be seen by the statement of receipts and disbursements on account of income that there is in the treasury to the credit of the fund in cash.....\$ 289 96

At a meeting of the Miller Board, held December 23, 1910, it was ordered that John G. Dew, Second Auditor and secretary of the Board, refund the \$780 commission paid him January 15, 1908, and to sell \$700 of the city of Lynchburg bonds to cover balance of \$1,408.21 due the current account by the investment account. As stated in last report, John G. Dew, on May 4, 1909, advanced \$180 to current account to meet R. B. Fulton's draft for current and other expenses; this amount deducted from the \$780 will leave \$600, balance due from John G. Dew, and \$628.21 from sale of bonds to cover the balance due current account of \$1,228.21. It will be seen that the 1 per cent. commission has not been collected by John G. Dew since March 15, 1910, so the amount now due him will about balance the account of John G. Dew. And the whole of said debt due from the principal to the income account would have been settled before January 1, 1911, but for the fact that the Lynchburg bonds are all of denomination of not less than \$1,000, it being impossible, therefore, to sell \$700, a fraction of a bond, the settlement had to be postponed for further action of the board.

JOHN G. DEW,

*Second Auditor of Virginia, and Secretary of the Miller Board.*

STATE OF VIRGINIA,

CITY OF RICHMOND, to-wit:

I, Jos. Le Masurier, a notary public, in and for the city aforesaid, in the State of Virginia, do certify that John G. Dew, Second Auditor of Virginia, and ex-officio secretary of the Miller Manual Labor School of Albemarle, whose name is signed to the foregoing report, has acknowledged the same before me and has made oath that the statements contained in said report are true to the best of his knowledge and belief.

Given under my hand this 7th day of January, 1911.

JOS. LE MASURIER,  
*Notary Public.*

My commission expires February 16, 1913.

**Report of the Miller Fund, December 31, 1911.**

COMMONWEALTH OF VIRGINIA,

SECOND AUDITOR'S OFFICE,

RICHMOND, VA., *January 8, 1912.*

To His Excellency, WILLIAM HODGES MANN,  
Governor of Virginia.

SIR:

I have the honor to present herewith my annual report of the Miller Fund for the fiscal year ending December 31, 1911, as required under Mr. Samuel Miller's will. I am, Most respectfully,

JOHN G. DEW,  
*Second Auditor of Virginia and Secretary of the Miller Board.*

COMMONWEALTH OF VIRGINIA,

SECOND AUDITOR'S OFFICE,

RICHMOND, VA., *December 31, 1911.*

To His Excellency, WILLIAM HODGES MANN,  
Governor of Virginia.

SIR:

Under the provision of the will of Samuel Miller, for the establishment and perpetual support of a school on the manual labor principle, on a tract of land in the county of Albemarle, and the act of Assembly of February 24, 1874, entitled an act to give effect to a compromise of the litigation in respect to the construction and effect of the will of Samuel Miller, deceased, and to establish the manual labor school provided for in the twenty-fifth clause of said will. "It is made the duty of the Second Auditor to open and keep a separate account of the fund given in trust for the above purpose, to be denominated the Miller Fund, and annually, on the 31st of December, to make and render a true and accurate account of the fund, showing distinctly and in detail the receipts and disbursements on account of the same during the year immediately preceding, a copy of which account, verified by the oath of the Second Auditor, is required to be delivered to the Governor, to be by him laid before the legislature; and another copy thereof, verified in like manner, to be published for one month in two newspapers—one printed in the town of Charlottesville, and the other in the city of Richmond."

In discharge of this duty I have the honor to present the following

**Statement***Receipts and disbursements on account of the income of the fund for 1911.**Receipts.*

|      |    |  |                    |
|------|----|--|--------------------|
| Jan. | 3. | Interest for six months to January 1, 1911,<br>on \$1,044,868.49 (4-5) and 6 per cent. regis-<br>tered certificates issued under act of Febru-<br>ary 23, 1892 ..... | \$ 30,969 55       |
| July | 1. | Ditto to July 1st on same, the (4-5) are now<br>5 per cent. ....   | 30,969 55          |
|      |    |  | <hr/> \$ 61,939 10 |



|      |     |   |             |              |
|------|-----|---|-------------|--------------|
| Jan. | 3.  | Interest for six months to January 1, 1911, on \$75,000 Richmond city 4 per cent. registered bonds .....  | \$ 1,500 00 |              |
| July | 2.  | Ditto to July 1, 1911, on \$74,300.....   | 1,486 00    |              |
|      |     |   | <hr/>       | \$ 2,986 00  |
| May  | 5.  | Interest for six months to May 1, 1911, on \$70,000 5 per cent. registered bonds of Virginia Agricultural and Mechanical College.\$                         | 1,750 00    |              |
| Nov. | 3.  | Ditto to November 1, 1911, on same.....   | 1,750 00    |              |
|      |     |   | <hr/>       | 3,500 00     |
| Jan. | 3.  | Interest on Charlottesville city 4 1-2 per cent. bonds, \$160,000, for six months to January 1, 1911 .....  | \$ 3,600 00 |              |
| July | 1.  | Ditto to July 1, 1911, on same.....   | 3,600 00    |              |
|      |     |   | <hr/>       | 7,200 00     |
| Jan. | 3.  | Interest for six months on Lynchburg bonds on \$27,000 to January 1, 1911.....  | \$ 540 00   |              |
| Feb. | 1.  | On \$70,000 to February 1, 1911.....  | 1,400 00    |              |
| July | 3.  | On \$27,000 to July 1, 1911.....  | 540 00      |              |
| Aug. | 1.  | On \$70,000 to August 1, 1911.....  | 1,400 00    |              |
|      |     |   | <hr/>       | 3,880 00     |
|      |     | Interest on money deposited in Planters' National Bank from December 31, 1910, to December 31, 1911 .....   | \$ 346 65   |              |
| Jan. | 16. | Received of John G. Dew, balance in full of the amount paid him as commission on bond sales and purchases made by him and afterwards ordered refunded ..... | 600 00      |              |
| Feb. | 8.  | Received from Retired Teachers' Fund for \$700 Richmond city bonds sold to settle the investment account debt to current expense account .....              | 683 55      |              |
|      |     | Balance December 31, 1911.....  | 289 96      |              |
|      |     |   | <hr/>       | 1,920 16     |
|      |     |   |             | <hr/>        |
|      |     |   |             | \$ 81,425 26 |

*Disbursements, 1911.*

On order of the circuit court of Albemarle county and approved by the board of education:

|      |    |   |             |
|------|----|---|-------------|
| Jan. | 3. | To R. B. Fulton, superintendent, for current and other expenses ..... | \$ 3,000 00 |
| Jan. | 6. | To R. B. Fulton, superintendent, for current and other expenses ..... | 8,106 40    |
| Feb. | 7. | To R. B. Fulton, superintendent, for current and other expenses ..... | 7,010 20    |

|   |     |  |                     |
|---|-----|--|---------------------|
| Mch.  | 7.  | To R. B. Fulton, superintendent, for current and other expenses .....  | \$ 5,283 04         |
| Apr.  | 4.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 6,983 46            |
| May   | 3.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 6,735 04            |
| June  | 10. | To R. B. Fulton, superintendent, for current and other expenses .....  | 2,809 71            |
| July  | 1.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 3,500 00            |
| July  | 5.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 6,170 31            |
| Aug.  | 8.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 4,142 59            |
| Sept.   | 8.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 6,127 54            |
| Oct.  | 3.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 9,216 27            |
| Nov.  | 8.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 8,858 29            |
| Dec.  | 6.  | To R. B. Fulton, superintendent, for current and other expenses .....  | 1,500 00            |
|   |     |  | <hr/> \$ 79,442 85  |
| Jan.  | 6.  | To W. L. Maupin, clerk of Albemarle county, for work for Miller Manual Labor School of Albemarle .....   | \$ 103 41           |
| Jan.  | 7.  | To Jos. Le Masurier, notary, for taking acknowledgment of John G. Dew, Second Auditor, and as such secretary of the Miller Board, to his report of the Miller Fund of 1910 ..... | 50                  |
| Feb.  | 9.  | To the Daily Progress, for publishing report of 1910 .....   | 75 00               |
| Feb.  | 14. | To Times-Dispatch, for printing report of 1908-1909 .....  | 150 00              |
| To John G. Dew, Second Auditor, for payment of 1 per cent. due him as provided in Samuel Miller's will: |     |  |                     |
| Jan.  | 16. | John G. Dew, 1 per cent. on.....   | \$ 66,120 28 661 20 |
| Mch.  | 15. | John G. Dew, 1 per cent. on.....   | 13,179 44 131 79    |
| May   | 16. | John G. Dew, 1 per cent. on.....   | 13,850 29 138 50    |
| July  | 17. | John G. Dew, 1 per cent. on.....   | 12,618 53 126 18    |
| Sept.   | 30. | John G. Dew, 1 per cent. on.....   | 10,396 31 103 96    |
| Nov.  | 15. | John G. Dew, 1 per cent. on.....   | 18,178 52 181 78    |
|   |     |  | <hr/> 1,662 32      |
|   |     |  | <hr/> \$134,343 37  |
|   |     |  | <hr/> \$ 81,115 17  |

*Recapitulation.*

|                                     |              |
|-------------------------------------|--------------|
| Received during the year 1911 ..... | \$ 81,135 30 |
| Balance from 1910 .....             | 289 96       |
|                                     | <hr/>        |
|                                     | \$ 81,425 26 |
| Disbursed during the year 1911..... | 81,115 17    |
|                                     | <hr/>        |
| Balance in treasury .....           | \$ 310 09    |

**SECURITIES BELONGING TO MILLER FUND.**

The following is a statement of the securities belonging to the Miller Fund, in the custody of the Second Auditor:

|   |                |
|---|----------------|
| Virginia certificate registered under act of February 23, 1892, bearing 6 per cent.....                             | \$ 969,568 49  |
| Bearing (4-5) .....   | 75,300 00      |
|   | <hr/>          |
|   | \$1,044,868 49 |
| Lynchburg city bonds (registered), 4 per cent.....  | \$ 97,000 00   |
| Charlottesville city (coupon) bonds, 4½ per cent...   | 160,000 00     |
| Richmond city (registered) bonds, 4 per cent.....   | 74,300 00      |
| Virginia Agricultural and Mechanical College and Polytechnic Institute (10-40) 5 per cent. bonds (registered) ..... | 70,000 00      |
|   | <hr/>          |
|   | 401,300 00     |
|   | <hr/>          |
|   | \$1,446,168 49 |
| And cash in treasury .....  | \$ 55 34       |
| On which an annual interest may be relied on of.....  | \$ 79,491 10   |

It will be seen by the statement of receipts and disbursements on account of income that there is in the treasury to the credit of the fund in cash .....\$ 254 75

At a meeting of the Miller Board, held December 23, 1910, it was ordered that John G. Dew, Second Auditor, refund \$600, balance of commissions allowed him by the board, the sum of \$180 having been previously paid to the fund, and to sell \$700 Richmond city 4 per cent. bonds to settle the amount due the income account from the investment account. On January 16th he paid the \$600, and on February 8th sold \$700 Richmond city bonds for \$683.55, making \$1,283.55, which left a balance in cash of \$55.34 to the credit of the investment account in the treasury.

JOHN G. DEW,  
*Second Auditor of Virginia and Secretary of the Miller Board.*

STATE OF VIRGINIA,

CITY OF RICHMOND, to-wit:

I, Jos. Le Masurier, a notary public, in and for the city aforesaid, in the State of Virginia, do certify that John G. Dew, Second Auditor of Virginia, and ex-officio secretary of the Miller Manual Labor School of Albemarle, whose name is signed to the foregoing report, has acknowledged the same before me and has made oath that the statements contained in said report are true, to the best of his knowledge and belief.

Given under my hand this 8th day of January, 1912.

JOS. LE MASURIER,  
*Notary Public.*

My commission expires February 16, 1913.



# COMMUNICATION

FROM THE

## Governor of Virginia

TRANSMITTING

### A List of Pardons, Commutations, Respites and Remission of Fines and Reasons Therefor

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COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, *March 4, 1912.*

*To the General Assembly of Virginia:*

I herewith transmit a list of all pardons, commutations, respites and remission of fines granted by me from February 1, 1910, to January 1, 1912.

Very respectfully,

WILLIAM HODGES MANN,

*Governor.*

#### CONDITIONAL PARDONS.

Grover Almond. Convicted June term, 1911, in the corporation court of Lynchburg city of stealing a watch and sentenced to six months in jail, with two months added for costs of prosecution. Conditional pardon granted October 20, 1911, on the recommendation of Commonwealth's attorney. In addition to the usual conditions, if Almond takes a drink of intoxicating liquor this pardon to be void.

Etta Allen. Convicted October, 1911, in the hustings court of Richmond

city of assault and battery and sentenced to four months in jail. Conditional pardon granted December 21, 1911, upon the recommendation of the judge and Commonwealth's attorney. This prisoner was convicted upon simple assault upon a man and she has served more than half of her term.

O. P. Angel. Convicted at the July term, 1907, of the hustings court of the city of Richmond of burglary and sentenced to five years in the penitentiary. Conditional pardon granted May 2, 1910. When this prisoner was convicted he entered a plea of insanity, he having previously been confined in the Western State Hospital. The trial judge, Commonwealth's attorney and leading citizens recommend pardon in order that Angel can accept a position with his brother in Cuba.

Rawley Adams. Convicted in the police court, part 2, city of Richmond, July, 1910, of petit larceny and sentenced to four months on the roads. Conditional pardon granted August 6, 1910, upon recommendation of the captain of police precinct. The prisoner is required to report to probation officer, Sergeant J. G. Saunders.

Leo Allen. Convicted April 18, 1910, in the hustings court of the city of Richmond of grand larceny and sentenced to one year in the penitentiary, and sentence commuted May 13, 1910, to one year in jail. Conditional pardon granted November 14, 1910, on request of judge and Commonwealth's attorney, and in view of the condition of the child of the prisoner on whom a surgical operation will have to be performed, and as the wife of the prisoner has to work in a factory for her living, there will be no one to look after the child unless the prisoner is released. In addition to the usual conditions this man must abstain from all intoxicating drinks, and if he takes a drink at all the conditions of this pardon will be broken and he will have to return to confinement.

Henry Biggs. Convicted in the hustings court of the city of Richmond January 4, 1910, of housebreaking and sentenced to twelve months in jail. Conditional pardon granted July 11, 1910, upon recommendation of trial judge and prosecuting attorney. The prisoner acknowledged his guilt, had led a good life previously, and committed the crime when in a drunken condition.

William H. Blackwell. Convicted in the police court of the city of Richmond January 6, 1910, of petit larceny (four cases) and sentenced to four months in jail in each case. Conditional pardon granted July 11, 1910, upon request of complainant in the case and the police justice.

William Bluett. Convicted June term, 1909, in the corporation court of the city of Newport News of forgery; two indictments, two years in the penitentiary for each, total of four years in the penitentiary. This prisoner is an old man and an unnaturalized Englishman. He came to this country about eight years ago and suffered a stroke of paralysis and his physician said at that time he had a blood clot on his brain. He is in a bad state of health, incapable of doing any work, but has relatives in another State who will take care of him. Pardoned August 11, 1910.

Charles Bosher. Convicted June 18, 1910, in the police court, part 2, city of Richmond, of misdemeanor and sentenced to three months in jail. Conditional pardon granted July 26, 1910, upon the request of leading citizens of South Richmond, who believe that the ends of justice have

been fully met in this case. The trial judge interposed no objection to clemency.

Hammer Burnley. Convicted June term, 1909, of the corporation court of Lynchburg of housebreaking and larceny and sentenced to three years in the penitentiary. Conditional pardon granted August 5, 1910. Burnley pleaded guilty and testified against an accomplice, without which evidence it would have been practically impossible to have convicted him. He was given the minimum sentence by the court, and pardon recommended by the Commonwealth's attorney.

Charlie Burks. Convicted in the circuit court of Montgomery county March, 1909, of housebreaking and sentenced to two years in the penitentiary. Conditional pardon granted March 17, 1910. This prisoner is a trusty on the Capitol Square. He has made a good prisoner, has served one-half of his time, and has promise of work at his home. Conditional pardon granted upon request of Register of Land Office and Capitol Square police.

William Blevins. Convicted in the circuit court of Washington county February, 1910, for disturbing public worship, and sentenced to three months on the roads and to pay a fine of fifty dollars. Conditional pardon granted March 28, 1910, upon recommendation of Commonwealth's attorney, jail physician and others, who certify that longer confinement may cause the death of the prisoner.

Kirby J. Bowman. Convicted in the circuit court of Shenandoah county, May term, 1909, of malicious wounding and sentenced to one year in jail and fined \$500. Conditional pardon granted March 20, 1910, with the proviso that the fine be paid. Several hundred of the leading citizens of the county asked for the pardon of this prisoner, and certificates from prominent physicians stating that further confinement may end fatally to the prisoner were filed.

Mallie Burnett. Convicted in the hustings court of the city of Petersburg January 28, 1910, of assault and sentenced to ninety days in jail. Conditional pardon granted April 2, 1910. This prisoner is a youth nineteen years of age. He was charged with stealing thirty cents from a colored woman. He pleaded guilty. It was his first offense, and it seems that he has been largely contributing by his labor to the support of his widowed mother. He was convicted along with George Thompson. Both were guilty of the same offense, and pardon granted conditionally on the same grounds as set forth in the Thompson case.

John Ball, Jr. Convicted October, 1909, in the circuit court of Caroline county of criminal assault and sentenced to five years in the penitentiary. Conditional pardon granted May 13, 1910, upon recommendation of several county officials and other leading citizens, including the trial jury. The prisoner is a negro boy, and, according to the statement of the surgeon to the penitentiary, "is a rather pitiful looking little negro with tuberculosis." The boy had borne an excellent character before this trouble, and the trial judge writes: "There were many mitigating circumstances connected with the case, and it is my opinion that the ends of justice have been fully met by the punishment he has received."

W. H. Burwell. Convicted June, 1911, in the mayor's court of Danville, of obtaining money under false pretenses and sentenced to six months

in jail and fined \$5.00. Conditional pardon granted October 9, 1911, at the request of the justice trying the case, the attorney for the Commonwealth, and influential citizens, it appearing that Burwell has restored the amount secured by false pretenses and has paid the fine and costs. The party injured joins in the recommendation for pardon. The prisoner has already served more than half of his time.

George Banks. Convicted June 15, 1911, in the hustings court of Richmond city, of assault and battery and sentenced to nine months in the city jail. Conditional pardon granted October 19, 1911, because of the youth and health of the prisoner, and upon the recommendation of the judge.

Charles Brown. Convicted June, 1910, in the circuit court of Albemarle, of highway robbery and sentenced to eight years in the penitentiary. Conditional pardon granted March 20, 1911, because of the health of the prisoner who is now confined to his bed with tuberculosis and cannot live more than a couple of months.

Frank Branch. Convicted December 12, 1910, in the hustings court of the city of Richmond, of breaking into dwelling and stealing certain articles of jewelry and sentenced to twelve months in city jail. Conditional pardon granted March 27, 1911, on recommendation of judge and Commonwealth's attorney. In addition to usual conditions, Frank Branch must remain under the control and direction of Victor B. Shelburne during remainder of his term, and if this condition is not complied with this pardon to be null and void.

William A. Barrett. Convicted in the hustings court of Richmond February, 1911, of housebreaking and sentenced to nine months in jail. Conditional pardon granted April 11, 1911, on the recommendation of the judge and Commonwealth's attorney.

Cleveland Blue. Convicted January, 1911, circuit court of Fauquier county of assault and sentenced to twelve months in jail. Conditional pardon granted June 26, 1911, on recommendation of judge and Commonwealth's attorney. In addition to the usual conditions, the boys, Blue and King, are to go to work and keep at it. If they do not this pardon is to be void.

James Burke. Convicted February 7, 1911, in hustings court of Richmond city of larceny and sentenced to twelve months on the road and fined \$5.00. Conditional pardon granted August 11, 1911, on the recommendation of the judge and Commonwealth's attorney.

Walter Boothe. Convicted August 8, 1911, in the corporation court of Norfolk, of forgery and sentenced to two years in the penitentiary. Conditional pardon granted October 26, 1911, on the recommendation of the judge, jury and Commonwealth's attorney, and because from information furnished further confinement will endanger the life of Boothe. The right to revoke this pardon at any time within two years is reserved by the Governor.

Nathan Birchett. Convicted at the March term, 1905, of the circuit court of Mecklenburg county of murder and sentenced to eighteen years in the penitentiary. Conditional pardon granted December 8, 1910, on account of the health of the prisoner, who is disabled and can only live a few months.

Eppa Hunton Burr. Convicted at the June term, 1910, of the circuit



court of Loudoun of unlawful shooting and sentenced to twelve months in jail and fined \$5.00. Conditional pardon granted December 21, 1910, on the application of many citizens, seven of the jury, the judge and the attorney for the Commonwealth.

Boyd Blankenship. Convicted May 15, 1908, in the circuit court of Buchanan county of murder in the second degree and sentenced to eighteen years in the penitentiary. Conditional pardon granted December 30, 1910. The Commonwealth's attorney files a letter stating that information has come to his possession since the conviction of Blankenship, which information, if it had been adduced at the trial, the prisoner could not have been convicted of anything greater than manslaughter.

Jake Brogan. Convicted January 12, 1910, before a justice of the peace in Franklin county of obtaining money under false pretenses and fined \$5 and costs. Political disabilities removed January 26, 1910, upon petition of a number of prominent citizens of the county.

E. P. Brothers. Convicted February 25, 1911, in the police court of the city of Richmond of attempted larceny and sentenced to thirty days in jail. Conditional pardon granted March 11, 1911, upon the recommendation of the police justice and Mayor Richardson.

George Bennett. Convicted June 12, 1911, in the police court, city of Richmond, of petit larceny and sentenced to four months in jail. Conditional pardon granted July 13, 1911, on recommendation of Justice Crutchfield.

Millard Combs. Convicted November, 1910, in the circuit court of Buchanan county of malicious shooting and sentenced to one year in the penitentiary. Conditional pardon granted October 18, 1911, on the recommendation of numerous citizens and because the term of this prisoner will expire on the 5th of November, 1911.

Charles Crump. Convicted October 25, 1911, in the police court of Richmond city of petit larceny and sentenced to thirty days in jail. Conditional pardon granted November 3, 1911, on the recommendation of the justice trying the case and the Commonwealth's attorney. In addition to the usual conditions, if Crump takes a drink of intoxicating liquor, this pardon to be void.

J. T. Cardwell. Convicted March, 1910, in the circuit court of Pittsylvania county of murder in the second degree and sentenced to fifteen years in the penitentiary. Conditional pardon granted December 11, 1911, upon the recommendation of the judge trying the case, four members of the jury and two hundred and sixty-seven citizens of the county of Pittsylvania, constituting practically all of the people in the neighborhood where the offense was committed. Up to the time of the commission of the offense Cardwell had the reputation of being a quiet, law-abiding citizen. It further appears from the certificate of the surgeon at the State Farm that the prisoner is in an advanced state of tuberculosis and can hardly live more than one year. This pardon is granted on the usual conditions of good behaviour and observance of the law and that Cardwell shall be at once carried to Colorado or to some climate good for consumptives, or be placed in some institution especially arranged for the treatment of that

disease. Governor reserves the right to revoke pardon at pleasure any time covered by sentence.

Henry Coleman. Convicted January 4, 1911, in the hustings court of Richmond city of housebreaking and fined one cent and costs and sentenced to twelve months in jail. Conditional pardon granted December 20, 1911. This prisoner's sentence will expire on the 4th of January, 1912. He has been a trusty in the jail for some months. Pardon granted on recommendation of the judge, Commonwealth's attorney and the deputy sergeant.

Joe Chewing. Convicted at the April term, 1910, of the circuit court of Franklin of grand larceny and sentenced to one year in the penitentiary. Conditional pardon granted November 26, 1910, upon the recommendation of the trial judge and prosecuting attorney.

James Chambers. Convicted April 14, 1906, in the hustings court of the city of Richmond of grand larceny—stealing watch and chain—and sentenced to ten years in the penitentiary. January 24, 1911, sentence commuted to nine years in the penitentiary upon the recommendation of the judge, Commonwealth's attorney and jury.

George A. Corprew. Convicted August, 1878, of forgery in the county court of Norfolk and sentenced to five years in the penitentiary. Political disabilities removed January 24, 1911, upon recommendation of leading citizens of Portsmouth, who certify that Corprew is making a good record, and is now a preacher.

Elias Cooke. Convicted November 9, 1910, in the circuit court of Gloucester county of assault and battery and sentenced to six months in jail. Conditional pardon granted March 29, 1911, upon the recommendation of the judge, jurors and officers of the court.

James Caudle. Convicted March, 1911, in the police court, part 2, city of Richmond, of stealing a can of milk and loaf of bread, and sentenced to ninety days in jail. Conditional pardon granted April 12, 1911, upon the recommendation of numerous citizens, the trial justice not objecting to the pardon.

Cleveland Childress. Convicted May, 1911, police court, city of Richmond, of petit larceny and sentenced to ninety days in jail. Conditional pardon granted June 10, upon recommendation of the trial justice.

Lou Charity. Convicted June 16 and June 25, 1910, in the police court, city of Richmond, of petit larceny, three cases, and sentenced to fifteen months in jail. Conditional pardon granted June 16, 1911, upon recommendation of Justice John J. Crutchfield and City Sergeant John L. Satterfield, the prisoner having served two-thirds of his time.

John Caudle. Convicted August 30, 1911, in a magistrate's court of Chesterfield county of stealing watermelons and sentenced to thirty days in jail. Conditional pardon granted September 21, 1911. He is to be subject to the rules and regulations of the Ex-Prisoners' Aid Society of Virginia.

W. C. Carter. Convicted in the hustings court of the city of Petersburg March 18, 1909, of horse stealing and sentenced to four years in the penitentiary. The facts in this case show that this man is not a hardened criminal. The trial judge certify that there were mitigating circumstances, and that he promised the prisoner, if he obeyed the rules and regulations,

and made a good prisoner that he (the judge) would recommend a parole. Conditional pardon granted July 14, 1910.

Virginus Campbell. Convicted September 17, 1910, in the mayor's court, city of Portsmouth, of petit larceny and sentenced to ninety days in jail. Conditional pardon granted November 7, 1910, on the recommendation of the mayor who tried the case.

Jake Cobbs. Convicted May, 1910, in the circuit court of Bedford county of unlawful assault and sentenced to nine months in jail and fined \$50.00. Conditional pardon granted November 9, 1910, on recommendation of judge and Commonwealth's attorney, and, because of testimony discovered since the trial, has created great doubt of the prisoner's guilt.

Lelia Coles. Convicted June 23, 1910, in the hustings court of the city of Richmond of assault and battery and sentenced to sixty days in jail. Conditional pardon granted upon the recommendation of judge and prosecuting attorney, who believe that justice has been fully met in this case. Pardon granted July 2, 1910.

F. A. Callaway. Convicted January 22, 1910, in the police court of the city of Richmond of petit larceny and sentenced to six months in jail. Conditional pardon granted March 18, 1910, upon recommendation of the police justice and the officer who made the arrest.

C. A. Dowdy. Convicted in the corporation court of the city of Lynchburg March, 1909, of arson and sentenced to three years in the penitentiary. Conditional pardon granted April 6, 1910, upon the recommendation of Major J. B. Wood, superintendent of the penitentiary, and the board of directors. One of the foremen of the shoe shop was attacked by a prisoner, and probably would have suffered very serious hurt if it had not been for Dowdy, who rushed to the guard's rescue and helped to subdue the prisoner.

Arthur Cobb. Convicted in the corporation court of the city of Petersburg, April 14, 1910, of larceny and sentenced to sixty days in jail. Conditional pardon granted May 19, 1910, upon recommendation of the judge and the jail physician.

William Christian. Convicted in a magistrate's court in Hanover county April 7, 1910, on two charges of petit larceny, and sentenced to 120 days in jail and fined \$5 and costs. Conditional pardon granted June 18, 1910. The prisoner is in a bad physical condition and further confinement will produce serious results.

William Curd. Convicted in the circuit court of Halifax county November, 1903, of malicious shooting and sentenced to ten years in the penitentiary. Conditional pardon granted July 6, 1910, upon the recommendation of trial judge, Commonwealth's attorney, and the party who was shot.

Samuel J. Campbell. Convicted at the May term, 1909, of the circuit court of Fairfax county of barn burning and sentenced to four years in the penitentiary. Conditional pardon granted July 13, 1910, upon request of every member of the jury, of the grand jury, and of a number of citizens of Fairfax county, who think that the ends of justice have been fully met in this case.

Ernest W. Carpenter. Convicted in the corporation court of the city of Norfolk, June term, 1910, of petit larceny and sentenced to sixty days

in jail. Conditional pardon granted July 13, 1910, upon the recommendation of the judge, and because of the condition of the prisoner's family.

George Davis. Convicted June 27, 1908, in the circuit court of Charles City county of malicious wounding and sentenced to three years in the penitentiary. Conditional pardon granted March 1, 1911, on the recommendation of the judge and Commonwealth's attorney, and because, if credit is allowed for the time of his confinement in an asylum, he has served out his term.

Frank Burton. Convicted February, 1907, in the circuit court of Montgomery of murder and sentenced to ten years in the penitentiary. Conditional pardon granted May 8, 1911, on account of the rapidly failing health of the prisoner and his liability to die at any time.

J. Thornton Dudley. Convicted May term, 1911, in the circuit court of Nelson county of stealing a half gallon of whiskey and fined \$25.00 and sent to jail for four months. Conditional pardon granted July 3, 1911, on recommendation of judge and Commonwealth's attorney.

C. C. Dargan. Convicted July 18, 1911, in the hustings court of Richmond city of assault and battery and sentenced to nine months in jail. Conditional pardon granted December 20, 1911, on the recommendation of the judge and Commonwealth's attorney. The Governor reserves the right to revoke this pardon at pleasure.

J. I. East. Convicted at the January term, 1908, of the circuit court of the county of Roanoke of forgery (three indictments) and sentenced to six years in the penitentiary—two years in each case. Conditional pardon granted April 13, 1910, upon recommendation of trial judge and Commonwealth's attorney, who believe that the ends of justice have been fully met in this case.

Roy P. Ellyson. Convicted November, 1908, in the hustings court, city of Richmond, of malicious wounding and sentenced to four years on the public roads. Conditional pardon granted October 11, 1910, on recommendation of trial judge, Commonwealth's attorney, the man he wounded, and upon petition of citizens.

Virgil Douglas. Convicted in the circuit court of Page county, February term, 1910, of petit larceny and sentenced to seventy-five days in jail. Pardon granted March 26, 1910, upon recommendation of jail physician, clerk of court and jailer. The jail physician certified that, "unless the prisoner is pardoned or allowed to go to a hospital for an operation to be performed upon him, he will lose a leg, and in a very short while his life."

John De Board. Convicted in the circuit court of Lee county, September term, 1909, of housebreaking and sentenced to twelve months in jail and fined \$50. Conditional pardon granted April 11, 1910. This prisoner was tried before a justice of the peace in Lee county on the 3d day of June, 1909, for housebreaking and was lodged in jail from that time until the September term of the circuit court and worked in the meanwhile on the county roads. He pleaded guilty in the circuit court and was fined \$50 and confinement in jail for 12 months to be worked out with the State convict road force. The Commonwealth's attorney, several attorneys and a number of merchants and farmers unite in the request for a pardon on the grounds that the prisoner has been sufficiently punished. The



party against whom the offense was committed also signed the application for executive clemency.

W. D. Dunbar. Convicted in the corporation court of the city of Lynchburg March 10, 1910, of forgery and sentenced to two years in the penitentiary. Conditional pardon granted May 25, 1910. This pardon is asked for by the Commonwealth's attorney. Dunbar got into trouble while under the influence of liquor, which he does not frequently indulge in. He returned the money which he had secured and expressed deep penitence. He had borne a good character previously.

William Franklin. Convicted in the hustings court of the city of Richmond October 20, 1910, of assault and battery and sentenced to four months in jail. Conditional pardon granted November 22, 1910, upon recommendation of the trial judge and Commonwealth's attorney.

Moses Ferris. Convicted in the corporation court of the city of Roanoke May, 1908, of murder and sentenced to five years in the penitentiary. Conditional pardon granted January 26, 1911, on recommendation of trial judge, Commonwealth's attorney, tax collector, treasurer, clerk of corporation court, city sergeant, commissioner of the revenue, State senator, and member of House of Delegates from Roanoke city.

Thomas Fuqua. Convicted February 17, 1911, in the police court of the city of Petersburg of perjury and sentenced to six months in jail. Conditional pardon granted March 28, 1911, on recommendation of judge and Commonwealth's attorney. In addition to usual conditions, if Thomas Fuqua takes a drink of intoxicating liquor before August 17, 1911, this pardon will be void.

Percy C. Fitzgerald. Convicted January 30, 1911, in the circuit court of Nelson county of unlawful stabbing and sentenced to six months in jail and fined \$50.00. Conditional pardon granted June 5, 1911, on recommendation of trial judge and Commonwealth's attorney.

Edward Forster. Convicted in the corporation court of the city of Norfolk October, 1909, of forgery and sentenced to two years in the penitentiary. Conditional pardon granted June 11, 1910, upon recommendation of the superintendent of the penitentiary, who states that Forster assisted the guards when there was some trouble at the penitentiary with some of the convicts on May 11, 1910.

Ernest Ford. Convicted in a magistrate's court, Washington county, April, 1910, of petit larceny and attempting to escape and sentenced to seven months in jail and fined \$36. Conditional pardon granted July 21, 1910, at the request of the Commonwealth's attorney, the prisoner's health being bad.

Ella Gray. Convicted in the county court of Washington county July, 1903, of murder and sentenced to sixteen years in the penitentiary. Conditional pardon granted April 2, 1910, on account of prisoner being in advanced stages of tuberculosis. Her brothers, who live in Abingdon, are said to be well-to-do negroes, and say they are willing and anxious to have their sister home and to take care of her.

Clarence Gibson. Convicted in the corporation court of the city of Staunton, January, 1910, of perjury and sentenced to two years in the

penitentiary. Conditional pardon granted May 2, 1910, on the same grounds set forth in the case of Edward Lawhorn.

Irvine Gilliam. Convicted April, 1909, in the circuit court of Wise county of murder and sentenced to five years in the penitentiary. Conditional pardon granted November 5, 1910, upon the application of more than a hundred citizens, who certify that "there is now very grave doubt among the people as to whether Gilliam fired the fatal shot at all, and it is morally certain that if he did he was not conscious of his act." The numerous petitioners certify that they feel sure that the punishment the prisoner has already received will cause him to take a new view of the duties of life.

R. C. George. Convicted January 17, 1911, in the police court of Norfolk city of assault and fined \$50.00 and sentenced to three months in jail. Conditional pardon granted December 26, 1911, upon the recommendation of the city sergeant and chief of police of Norfolk. The prisoner is required to pay fine and costs. He has been confined more than thirty days. The prisoner was tried in his absence and was working at his trade in the Navy Yard at Portsmouth, not knowing that any sentence was imposed upon him.

Joseph Gabriel. Convicted at the July term, 1910, of the circuit court of Wise of malicious shooting and sentenced to one year in the penitentiary. Conditional pardon granted December 23, 1910, on the recommendation of the attorney for the Commonwealth, the request of the party injured, eleven of the jurors, and the petition of citizens and affidavits tending to show that Gabriel acted in self-defense and under great provocation.

Hubert F. Godsey. Convicted January term, 1911, in the circuit court of Surry county of forgery and sentenced to two years in the penitentiary. Conditional pardon granted February 15, 1911, on the recommendation of the judge, the attorney for the Commonwealth, the party injured, and the officers of Surry county.

Plunk Gray. Convicted December 1, 1910, in the police court of the city of Richmond of petit larceny and sentenced to four months on the public roads. Conditional pardon granted February 24, 1911, on recommendation of the city jail physician, who certifies as to the bad condition of the prisoner's health.

Henry Greene. Convicted April 11, 1911, in the police court of Norfolk city of unlawful cutting and sentenced to six months in jail. Conditional pardon granted August 2, 1911, in consideration of the statement of the man injured and other facts in the case, and as Greene's sentence will expire on the 11th of September. In addition to usual conditions, if Greene takes a drink of intoxicating liquor, this pardon to be void.

H. F. Grubbs. Convicted July 27, 1911, in the police court of Newport News city of larceny and sentenced to six months in jail. Conditional pardon granted November 10, 1911, on the recommendation of the police justice. In addition to the usual conditions, if Grubbs takes a drink of intoxicating liquor, this pardon to be void.

Harve Griffith. Convicted January, 1911, in the circuit court of Russell county of malicious shooting and sentenced to eighteen months in the penitentiary. Conditional pardon granted November 20, 1911, on the recommendation of the Commonwealth's attorney and influential citizens and

officeholders. The judge of the court trying the case made no recommendation or objection.

Kate Hardy. Convicted July 22, 1910, in the police court of the city of Richmond of selling ardent spirits without a license, and given sixty days in jail and surety \$500 for twelve months required. Conditional pardon granted August 16, 1910, upon certificate of the physician to the city jail, who certifies that the prisoner is a menace to the other prisoners in the jail because of her physical condition.

John Hunter. Convicted in the corporation court of the city of Fredericksburg January 18, 1910, of petit larceny and sentenced to six months in jail. Conditional pardon granted March 22, 1910. This prisoner is only twenty years old, and was confined in jail nearly two months before his trial. Pardon recommended by judge and a number of prominent citizens.

James Hampton. Convicted April, 1903, in the circuit court of Pittsylvania county of murder in the second degree and sentenced to eighteen years in the penitentiary. Conditional pardon granted April 6, 1910. This prisoner has epilepsy in its worst form. A gentleman who has taken an interest in him has promised to see that Hampton will not be a charge on the State.

J. Oscar Harvey. Convicted at the October term, 1907, of the circuit court of Loudoun of accessory before the fact to an offense of larceny and sentenced to sixty days in jail and fined \$25. Disabilities removed April 30, 1910. He served out his sentence, paid his fine and has since so demeaned himself as to challenge the respect and confidence of the people in his community, many of whom have already believed in his integrity and innocence.

John Hixs. Convicted in the circuit court of Wise county, April term, 1909, of malicious shooting, sentenced to three years in the penitentiary. Conditional pardon granted June 16, 1910, upon recommendation of a number of prominent citizens of Wise county who know the prisoner and who are acquainted with the circumstances and who ask for the extension of clemency.

Anderson Harris. Convicted August 29, 1903, in the county court of Wise of murder in the second degree and unlawful wounding and sentenced to eighteen years for the first offense and one year for the second, total, nineteen years in the penitentiary. Conditional pardon granted August August 8, 1910, at request of judge, jury and Commonwealth's attorney and county officers, but largely because on the statement of the mayor of Norton that there is considerable doubt on my mind as to whether Harris ought to have been sent to the penitentiary at all. His case looks like self-defense. He shot a man who was running after and about to catch him, the man having an open knife in his hand.

Samuel L. Harding. Convicted October, 1911, in the circuit court of Fluvanna county of grand larceny and sentenced to two years in the penitentiary. Conditional pardon granted December 6, 1911, in view of the pitiable conditions existing in this case, the inability of the jailer of Fluvanna to provide necessary attendance and the necessity which appears for a surgical operation. Power is reserved by the Governor to revoke this pardon at pleasure.



**John Hicks.** Convicted September term, 1911, in the circuit court of Tazewell county of feloniously selling cocaine and sentenced to one year in the penitentiary. Conditional pardon granted December 12, 1911. John Hicks was tried and convicted of giving away one dose of cocaine, and pardon is granted on application of the judge who has since the trial looked into the facts, and upon the recommendation of the attorney for the Commonwealth of Tazewell county.

**Clarence L. Haddock.** Convicted December 4, 1911, in the hustings court, part 2, city of Richmond, of housebreaking and sentenced to sixty days in jail and fined \$25.00. Conditional pardon granted on the recommendation of judge trying the case and the citizens signing the petition and because of the circumstances of the case. Granted December 12, 1911.

**James Higgins.** Convicted May 10, 1911, in the hustings court of Richmond city of entering a store with intent to commit larceny and sentenced to six months in jail. Conditional pardon granted June 2, 1911, on recommendation of judge and Commonwealth's attorney. In addition to the usual requirements, if Higgins takes a drink of intoxicating liquor of any kind, this pardon to be void.

**Edward Hankins.** Convicted January 4, 1911, in the hustings court of the city of Richmond of breaking and entering in the day time and stealing one leather hide valued at \$5.00, and sentenced to twelve months in jail. Conditional pardon granted June 15, 1911, on recommendation of the judge and Commonwealth's attorney, the prisoner having served nearly half of his time. If Hankins takes a drink of intoxicating liquor this pardon will be void.

**Gary Harris.** Convicted March term, 1911, in the corporation court of Norfolk city of petit larceny and sentenced to six months in jail. Conditional pardon granted July 18, 1911, on recommendation of Commonwealth's attorney and clerk of the court, and upon an affidavit which stated that Harris had nothing to do with the larceny charged.

**John Hughes.** Convicted September 3, 1910, in the corporation court of Newport News of assault and battery and sentenced to one year in jail. As the sentence of John Hughes will soon expire a conditional pardon is granted upon application of ten of the jurors, the recommendation of the judge, the Commonwealth's attorney offering no objection, and upon the request of the sergeant and jailer who certify to the conduct of Hughes. Conditional pardon granted July 25, 1911.

**Charles R. Harris.** Convicted September 4, 1911, in the police court of Alexandria city of petit larceny and sentenced to sixty days in jail. Conditional pardon granted October 10, 1911, on recommendation of the judge, Commonwealth's attorney and police justice.

**Joe Hill.** Convicted January term, 1910, in the circuit court of Sussex of abduction and sentenced to three years in the penitentiary. Conditional pardon granted October 20, 1911, on the recommendation of the judge and Commonwealth's attorney.

**John Hines.** Convicted June, 1903, in the county court of Isle of Wight county of murder in the second degree and sentenced to eighteen years in the penitentiary. Conditional pardon granted October 23, 1911, on the recommendation of members of the jury and prominent citizens. The trial



judge and Commonwealth's attorney are both dead. The clerk who heard the trial certifies that he thinks the sentence imposed was too harsh.

**Charles Heuss.** Convicted in the hustings court of the city of Richmond January 5, 1911, of stealing a barrel of empty bottles and sentenced to three months in jail. Conditional pardon granted January 25, 1911, upon the recommendation of the judge and Commonwealth's attorney, and because Heuss has heretofore borne a good character.

**Willie Hicks.** Convicted November, 1905, in the circuit court of Prince Edward county of rape and sentenced to fifteen years in the penitentiary. Conditional pardon granted February 23, 1911. This seems to be a case in which the prisoner was improperly convicted, the evidence of that fact coming out after the trial and in a manner that satisfies the Commonwealth's attorney, who, with the judge and numerous highly-respected citizens, recommend executive clemency.

**John I. Hillis.** Convicted March 7, 1911, in the police court of the city of Richmond, of petit larceny and sentenced to sixty days in jail. Conditional pardon granted March 28, 1911. In addition to the usual requirements, if Hillis shall take a drink of intoxicating liquor before the expiration of his sentence, this pardon shall be void. Pardon recommended by the police justice and the party from whom the property was taken.

**David Harper.** Convicted February 14, 1911, in the corporation court of Norfolk of assault and sentenced to six months in jail. Conditional pardon granted April 24, 1911, at the request of the judge and Commonwealth's attorney and eight of the jurors trying the case.

**Kate Hardy.** Convicted April 1, 1911, in the police court of Richmond city of petit larceny and sentenced to seven months in jail. Conditional pardon granted May 4, 1911, on account of the prisoner's health and at the request of the physician to the jail.

**John Howell.** Convicted in the hustings court of Richmond city January 30, 1911, of housebreaking and sentenced to twelve months in the city jail. Conditional pardon granted May 22, 1911, on recommendation of trial judge and Commonwealth's attorney.

**Berry Hess.** Convicted in the circuit court of Pulaski county March 22, 1912, of housebreaking and larceny and sentenced to twelve months in the penitentiary. Conditional pardon granted November 22, 1910, on the petition of the judge and Commonwealth's attorney.

**John Hayes, Jr.** Convicted April, 1896, in the corporation court of Bristol of murder in the second degree and sentenced to ten years in the penitentiary. Conditional pardon granted December 21, 1901. On December 29, 1910, his political disabilities were removed. This man has been conducting himself in an upright manner since his release, has been steadily employed at work and manifested a disposition to lead a better life.

**Clarence Hyde.** Convicted December, 1909, in the circuit court of Rockingham of forgery and sentenced to two years on the public roads. Conditional pardon granted December 30, 1910, upon recommendation of Commonwealth's attorney and citizens who believe that the ends of justice have been met in this case.

**Maxmillian Hirsch.** Convicted at the October term, 1909, of the circuit court of Rockingham county of murder in the second degree and sentenced

to nine years in the penitentiary. Conditional pardon granted December 31, 1910. The petitions which have been presented to me in the case of Maxmillian Hirsch, accompanied as they are by the letters of many thoughtful and conservative men, must be taken not only to represent the wishes of the community in reference to the exercise of executive clemency, but also the opinion of the people of Harrisonburg and Rockingham county as to the extent of the punishment. While the judge and attorney for the Commonwealth do not favor executive clemency, it is asked for by every member of the jury which tried the case; by the Senator who had just resigned; the member of the House of Delegates; by most of the officers of Harrisonburg and Rockingham county; three ex-members of the House of Delegates; seven ministers of the gospel; thirty-two bank officials; seventeen physicians; twenty attorneys at law; six dentists; four publishers; three veterinary surgeons; twelve railway officials; three express agents; one hundred and seventeen merchants; nineteen builders and contractors; fourteen dealers in live stock; twenty-two agents and managers; seven postal employees; six hotel proprietors; three civil engineers; eight liverymen, and the names of one thousand and eighty-six other citizens whose occupations are not given, aggregating fourteen hundred and ninety. With this petition before me, I have carefully examined into the case and determined to grant a conditional pardon as requested by so many of the representative men of the section in which the offense was committed. I desire to say, in conclusion, that in the investigation of this case I ascertained that there are only two Jews in the penitentiary, which is a tribute to this large class of our people as law-abiding and useful citizens.

Walker Inge, alias G. E. Small. Convicted October term, 1908, of the corporation court of the city of Alexandria of forgery and sentenced to four years in the penitentiary. Conditional pardon granted December 8, 1910, on account of the condition of the prisoner's health, the surgeon at the State Farm certifying that he does not think the prisoner can live but a few months.

John W. Johnson. Convicted March, 1910, in the circuit court of Carroll of unlawful shooting and sentenced to eighteen months in the penitentiary. Conditional pardon granted January 16, 1911, on account of the health of the prisoner. A large number of citizens of the county unite in the request for pardon.

Edward Jenkins. Convicted July, 1904, in the corporation court of Alexandria of grand larceny, two indictments, and sentenced to twenty years in the penitentiary—eight on the first indictment and twelve on the second. Conditional pardon granted April 3, 1911, on account of the health of the prisoner who is not expected to live more than two months.

A. Z. Jack. Convicted July, 1908, in the circuit court of Bath of unlawful shooting and sentenced to six years in the penitentiary. Conditional pardon granted April 27, 1911, on application of every member of the jury, the judge and Commonwealth's attorney.

L. A. Jackson. Convicted December 15, 1910, in the hustings court, city of Richmond, of unlawful wounding and sentenced to one year in jail and fined one cent. Conditional pardon granted June 20, 1911, on recommendation of judge and Commonwealth's attorney.

**Edward W. Jones.** Convicted January, 1906, in the corporation court of Norfolk city of murder in the second degree and sentenced to eighteen years in the penitentiary. Conditional pardon granted August 22, 1911, on recommendation of the First, Second and Fourth Regiments' officers, brigade commander and staff, and some of the officers of the Light Artillery of Norfolk and the Richmond Light Infantry Blues.

**Fred Jamerson.** Convicted September, 1911, in the corporation court of Lynchburg of larceny, stealing five dollars, and sentenced to one year in the penitentiary. This prisoner on account of his youth is directed to be transferred to the care and custody of the Prison Association of Virginia, subject to the law governing said association October 28, 1911.

**Clarence Johnson.** Convicted in the corporation court of the city of Charlottesville, January term, 1910, of housebreaking with intent to commit larceny and sentenced to one year in jail. Conditional pardon granted April 6, 1910, upon the recommendation of the Commonwealth's attorney and about one hundred leading citizens of Charlottesville. This prisoner is seventeen years of age. He surrendered himself voluntarily and told the authorities about the crime before a warrant had been issued for him. The ends of justice seems to have fully met in this case.

**Fred Jensen.** Convicted in the police court of the city of Richmond April 22, 1910, of petit larceny—receiving \$10 under false pretenses, and sentenced to thirty days in jail. Conditional pardon granted April 25, 1910. This prisoner borrowed a graphophone and while on a spree sold the graphophone and converted the money to his own use. This was his first offense. He is a hard-working man when sober and has a family in destitute circumstances. Pardon recommended by trial justice.

**Ben Jones.** Convicted March 20, 1905, and April 11, 1910, in justice's court Bedford county of petit larceny and escaping from jail and sentenced to six months in jail and one month added for escaping. Conditional pardon granted May 24, 1910, upon recommendation of judge, Commonwealth's attorney and a large number of citizens. The prisoner is a young man and the petition is signed by practically nearly every one in his neighborhood.

**Sallie Johnson.** Convicted in the police court of the city of Richmond May 16, 1910, of misdemeanor and sentenced to four months in jail. Conditional pardon granted June 6, 1910, upon the request of the jail physician who certifies that the prisoner has tuberculosis and is a menace to the other prisoners.

**Buck Johnson.** Convicted March, 1908, in the circuit court of Campbell county of felonious cutting and sentenced to five years in the penitentiary. Conditional pardon granted upon recommendation of the surgeon of the penitentiary, and on account of the prisoner's health. He has already served nearly half of his sentence.

**John Johnson.** Convicted at the February term of the circuit court of Norfolk county, 1910, for violation of the Sunday liquor law and fined \$50 and sentenced to six months in jail. Conditional pardon granted July 14, 1910, upon recommendation of the judge and Commonwealth's attorney, and on account of the health of the prisoner.

**Sanford Kinley.** Convicted at the April term, 1902, of the circuit court of Halifax of murder in the second degree and sentenced to eighteen



years in the penitentiary. Conditional pardon granted June 18, 1910, upon recommendation of surgeon to State Farm who certifies that the prisoner is in the last stages of consumption.

William Kelley. Convicted April 21, 1910, in the police court of the city of Alexandria of unlawful assault and sentenced to six months in jail and fined \$10.00. Conditional pardon granted September 8, 1910, upon the recommendation of the Commonwealth's attorney, who states that the police justice concurs.

James T. Kingery. Convicted November 26, 1910, in a magistrate's court of Roanoke county of petit larceny and sentenced to six months in jail. Conditional pardon granted May 11, 1911, on application of the trial justice and many prominent citizens of Roanoke. The prisoner will be entitled to discharge on the 26th of May.

Luther King. Convicted January, 1911, circuit court of Fauquier county, of assault and sentenced to twelve months in jail. Conditional pardon granted June 26, 1911, for reasons and conditions set out in case of Cleveland Blue.

Mike Kelly. Convicted March, 1911, in the corporation court of the city of Norfolk of grand larceny and sentenced to one year in the penitentiary. Conditional pardon granted September 19, 1911, because this prisoner pleaded guilty and was confined for one year by the verdict of the jury. The principal offender was tried, defended the charge and sent to jail for six months. Kelly has already served six months and the judge and Commonwealth's attorney do not oppose clemency.

Thomas King, alias Thomas Cain. Convicted July, 1908, in the hustings court of Richmond city of grand larceny and sentenced to five years on the public roads. Conditional pardon granted October 19, 1911, upon the petition of numerous citizens, sundry affidavits and on the recommendation of the judge and Commonwealth's attorney.

John Keese. Convicted June term, 1911, in the corporation court of Lynchburg city of stealing a watch and sentenced to six months in jail, with two months added for costs of prosecution. Conditional pardon granted October 20, 1911, for same reasons and upon same conditions as given in case of Grover Almond.

Walter Lanier. Convicted December 13, 1909, in the mayor's court of the city of Danville of assault and sentenced to six months in jail and to pay a fine of \$100. Conditional pardon granted April 5, 1910, upon the recommendation of the trial judge, who recommends conditional pardon on account "of his physical condition, and because I now believe that he thought he was justified in shooting."

Edward Lawhorn. Convicted in the corporation court of the city of Staunton, January 19, 1910, of perjury and sentenced to two years in the penitentiary. Conditional pardon granted May 2, 1910, upon recommendation of the trial judge, Commonwealth's attorney and jury. Edward Lawhorn, Lusby Moran and Clarence Gibson were indicted for a like offense and pleaded guilty. The trial judge writes: "These men are ignorant mountaineers, two of whom are quite young, and, so far as I know, or have any reason to believe, all have previously borne good records. The crime for which they were convicted was committed at the trial of a cause in



the circuit court of Augusta county and was the culmination of a mountain feud. In my judgment the purposes of the law have been accomplished, and sufficient punishment has been administered to carry with it the moral effects desirable under these conditions."

John G. Lee. Convicted October term, 1909, circuit court of Craig county for non-support of infant child and sentenced to twelve months in jail. This prisoner has only one month longer to serve and a pardon is asked for by a large number of persons. Conditional pardon granted September 24, 1910.

Samuel Ligon. Convicted February 15, 1911, in the police court of the city of Richmond of petit larceny and sentenced to four months in jail. Conditional pardon granted March 18, 1911, there being no objection on the part of the A. C. L. Railway Company from which the property was stolen and from Justice Crutchfield.

Hal F. Life. Convicted May term, 1909, in the Circuit Court of Rockingham county of perjury and sentenced to five years in the penitentiary. Conditional pardon granted May 15, 1911, on recommendation of the judge and Commonwealth's attorney.

George Longwell. Convicted June 17, 1911, in the police court, part 2, city of Richmond, of drunkenness and beating and abusing his wife and sentenced to ninety days in jail. Conditional pardon granted July 3, 1911, upon the request of the trial justice and the certificate of the jail physician. If Longwell takes a drink of intoxicating liquor this pardon will be void.

Frank Long. Convicted June 16, 1911, and July 3, 1911, in the police court of Newport News city of larceny and attempt to escape from jail and sentenced to four months in jail. Conditional pardon granted September 18, 1911, on application of the police justice, chief of police. The prisoner's term will expire in thirty days.

Albert Letcher. Convicted in a magistrate's court of Montgomery county in August, 1911, of assault and battery and sentenced to six months in jail and fined \$25.00. Conditional pardon granted December 7, 1911, upon payment of fine and costs. The two justices who tried this case are satisfied that the punishment was too severe.

Gilbert Luther. Convicted May term, 1910, circuit court of Campbell county, of breaking into a railroad car and sentenced to Laurel Reformatory, but not accepted on account of physical condition and returned to county jail. Conditional pardon granted January 16, 1911, upon recommendation of the trial judge.

Walter Layne. Convicted in the hustings court of the city of Richmond April, 1904, of housebreaking, two years; third conviction, life imprisonment. Commutation granted January 23, 1911, to ten years in the penitentiary on the recommendation of the judge, attorney for the Commonwealth and the foreman of the grand jury.

Roxie Lucas. Convicted August 22, 1910, before a justice of the peace of Giles county, of petit larceny, three convictions and sentenced to six months in the county jail on each. Conditional pardon granted March 1, 1911, on recommendation of the trial justice and Commonwealth's attorney, the parties from whom the property was stolen and prominent citizens.

Walter Moses. Convicted September, 1907, in the corporation court of Roanoke of burglary and sentenced to five years in the penitentiary. Conditional pardon granted June 20, 1911, on recommendation of judge and Commonwealth's attorney, and because Moses caught an escaped prisoner.

Sam Macklin. Convicted October, 1910, in the circuit court of Southampton county of felonious shooting and sentenced to five years in the penitentiary. Conditional pardon granted July 10, 1911, on the recommendation of the trial judge, the Commonwealth's attorney being dead. There is a grave doubt whether this man Macklin has been guilty of any offense; he seems to have been a scapegoat.

Ed. Moore. Convicted December, 1907, in the circuit court of Franklin county of mule stealing and sentenced to five years in the penitentiary. Conditional pardon granted July 31, 1911, at the request of the judge and Commonwealth's attorney. It also appears that the offense was technical and that Moore was promised by the attorney for the Commonwealth, when the plea of guilty was entered, that the official would ask for the prisoner's pardon at the expiration of half his term.

Sam Moon. Convicted January, 1911, in the corporation court of Charlottesville of unlawful assault and sentenced to one year in the penitentiary. Conditional pardon granted July 31, 1911, on the recommendation of the judge and Commonwealth's attorney. In addition to the usual conditions, if Moon takes a drink of intoxicating liquor of any kind, this pardon to be void.

Bernard A. Miltzow. Convicted June 11, 1911, in a magistrate's court of King William county of petit larceny, three cases, and sentenced to nine months in jail and fined \$75.00. Conditional pardon granted August 18, 1911, upon recommendation of the magistrate and Commonwealth's attorney, to be effective when the full amount of fine and costs shall be paid.

John L. Miller. Convicted February, 1911, in the hustings court of Petersburg of larceny and sentenced to eighteen months in the penitentiary. Commuted May 3, 1911, to twelve months in jail. Conditional pardon granted November 8, 1911, on the recommendation of the judge and Commonwealth's attorney.

George McMillian. Convicted March term, 1907, of the circuit court of Norfolk county of robbery and sentenced to fifteen years in the penitentiary. Conditional pardon granted December 8, 1910, on account of his health; he is now helpless and can't live a year.

C. Linwood Mallory. Convicted at the August term, 1910, of the corporation court of the city of Norfolk of forgery and sentenced to two years in the penitentiary. Conditional pardon granted December 19, 1910, upon the recommendation of the chief of police, judge of the court, Mr. J. W. Hough, who saw me personally. In addition to the usual conditions this man must report to Mr. J. W. Hough who is designated a probation officer, at least once a month, or oftener if Mr. Hough shall so require. Mr. Hough is to be charged with the duty of reporting to the Governor any violation of the conditions of this pardon by C. Linwood Mallory.

Judd A. Monroe. Convicted January 3, 1911, in the corporation court of the city of Newport News of larceny and sentenced to one year in the penitentiary. Conditional pardon granted January 24, 1911, upon the peti-

tion of a very large part of the community in which the offense was committed, and because of the peculiar circumstances surrounding the case. In addition to the usual conditions Monroe is required to report to E. I. Ford at Newport News, who has consented to act as probation officer, at least once a month or oftener if required by Mr. Ford. Any violation of these conditions will work forfeiture of this pardon, and Monroe will be required to serve his sentence.

William H. Muse, Jr. Convicted December 8, 1910, in the hustings court of the city of Richmond of petit larceny, three cases, and sentenced to sixty days in jail in each case. Conditional pardon granted on recommendation of judge and Commonwealth's attorney February 25, 1912.

Ben McGee. Convicted January, 1911, in the police court, city of Richmond, of unlawfully selling a bottle of whiskey and sentenced to sixty days in jail. Conditional pardon granted March 6, 1911, upon recommendation of trial justice, and because the term of confinement of this prisoner will be completed in five days.

Lusby Moran. Convicted in the corporation court of the city of Staunton January term, 1910, of perjury and sentenced to two years in the penitentiary. Conditional pardon granted May 2, 1910, on the same grounds set forth in the case of Edward Lawhorn.

J. O. Mann. Convicted in the police court, part 2, city of Richmond, April 30, 1910, of misdemeanor and sentenced to ninety days in jail and fined \$20. Conditional pardon granted May 23, 1910, upon recommendation of trial justice and chief of police, who state that they believe a conditional pardon will make Mann what he "was in the past—a good citizen."

John Mosby. Convicted June 24, 1910, in the hustings court of the city of Richmond of assault and battery and sentenced to four months in jail. Conditional pardon granted August 6, 1910, upon the recommendation of the trial judge.

Claude W. Minor. Convicted in the corporation court of the city of Roanoke July, 1909, of murder and sentenced to six years in the penitentiary. Commutation granted July 30, 1910, to four years in the penitentiary at the request of the superintendent, and board of directors of the penitentiary. This prisoner rendered valuable services to a guard on May 11, 1910, when a difficulty arose between a guard and some of the prison convicts.

Harry Mill. Convicted in the circuit court of the city of Roanoke November, 1908, of robbery and sentenced to five years in the penitentiary. Conditional pardon granted September 8, 1910, upon the request of the trial judge and the Commonwealth's attorney.

William Massey. Convicted October, 1903, county court of Augusta, of murder in the second degree and sentenced to eighteen years in the penitentiary. Conditional pardon granted September 10, 1910, on the petition of influential citizens and upon the recommendation of the attorney for the Commonwealth. In addition to the usual conditions, if Massey takes a drink of any intoxicating liquor, he must come back to the penitentiary and pardon will be void.

Thomas M. Napier. Convicted June 1, 1910, in the police court, part 2, city of Richmond, of misdemeanor and sentenced to six months in jail. Conditional pardon granted July 21, 1910, upon request of trial judge, city

officials and citizens of South Richmond who believe that the prisoner has been sufficiently punished.

Voss Nash. Convicted October, 1910, in the hustings court of Richmond of assault and battery and sentenced to twelve months in jail. Conditional pardon granted December 24, 1910, upon recommendation of the judge trying the case.

N. S. Newman. Convicted March, 1910, in the corporation court of the city of Norfolk of uttering a forgery and sentenced to three years in the penitentiary. Conditional pardon granted March 29, 1911, upon the application of the judge, Commonwealth's attorney, clerk of court of Norfolk city and the man whose name was forged. In addition to the usual considerations, if Newman takes a drink of intoxicating liquor during the term for which he was sentenced, this pardon shall be void.

Edwin L. Nash. Convicted January, 1911, in the hustings court of Richmond of housebreaking and sentenced to eighteen months in jail. Conditional pardon granted October 27, 1911, on the recommendation of the judge and Commonwealth's attorney. In addition to the usual conditions, if Nash takes a drink of intoxicating liquor, this pardon is void, and the Governor reserves the right to cancel it at any time.

Bessie Normon. Convicted October 5, 1911, in the police court of Newport News of petit larceny and sentenced to sixty days in jail. Conditional pardon granted November 10, 1911, on recommendation of trial justice, who certifies that the woman is in an advanced state of pregnancy.

Orbin Osborne. Convicted in the circuit court of Wise county May, 1908, of murder and sentenced to eighteen years in the penitentiary. Conditional pardon granted June 16, 1910. Prisoner is in the last stages of tuberculosis and the surgeon at the State Farm certifies that Osborne will hardly live six months longer and that further confinement will jeopardize the prisoner's life.

Thomas O'Brien. Convicted November term, 1910, in the circuit court of Bath county of keeping a gaming table and fined \$250.00 and sentenced to sixty days in jail. Conditional pardon granted February 25, 1911, upon recommendation of Dr. Lewis C. Boshier, of Richmond, and three other physicians, who certify that confinement in jail will be detrimental to the prisoner's health. The fine and costs are required to be paid.

Joseph Osborn. Convicted March term, 1911, in the circuit court of Scott of assault and sentenced to nine months in county jail. Conditional pardon granted July 1, 1911, on recommendation of the Commonwealth's attorney and on account of the health of the prisoner.

H. L. Price, alias Lewis Rodgers. Convicted at the July term, 1907, of the hustings court of the city of Richmond of grand larceny and sentenced to five and a half years in the penitentiary. A conditional pardon was granted to this prisoner by Governor Swanson January 20, 1909. He was promised an absolute pardon if he would show a disposition to lead a correct life. He seems to have carried out this promise. Rodgers gave the State important information in running down a gang of baggage thieves who have been depredating throughout the country. Absolute pardon granted May 25, 1910.

Josephine Page. Convicted in the police court of the city of Richmond



January 26, 1910, of petit larceny and sentenced to six months in jail. Conditional pardon granted May 26, 1910, upon recommendation of trial justice.

J. W. Pooser. Convicted November, 1909, in the corporation court of Portsmouth of embezzlement and sentenced to one year in the penitentiary. Conditional pardon granted August 12, 1910, upon the recommendation of the Commonwealth's attorney and a large number of influential citizens who think that the ends of justice have been fully met in this case.

Early Puckett. Convicted in the police court, part 2, city of Richmond, of petit larceny July, 1910, and sentenced to four months on roads. Conditional pardon granted August 6, 1910, upon recommendation of the trial justice. Puckett is required to report regularly to the probation officer.

Albert Patterson. Convicted March, 1900, in the county court of Campbell of robbery; two indictments, twenty-six years in the penitentiary. Commutation granted February 8, 1911, to twelve years actual confinement in the penitentiary. Commutation recommended by trial judge and Commonwealth's attorney.

Fletcher Pulliam. Convicted February term, 1908, in the circuit court of Mecklenburg county of assault and sentenced to ten years in the penitentiary. Conditional pardon granted May 5, 1911, because the health of the prisoner is bad and on recommendation of the judge and Commonwealth's attorney and upon the petition of influential citizens.

J. W. Pooser. Convicted November, 1909, in the corporation court of Portsmouth of embezzlement and sentenced to one year in the penitentiary. Conditional pardon granted August 12, 1910. Absolute pardon granted May 13, 1911, on application of attorney for the Commonwealth and some influential citizens.

William Pettit. Convicted September, 1910, in the corporation court of Alexandria of attempt to commit grand larceny and sentenced to twelve months in jail. Conditional pardon granted May 19, 1911, at request of the trial judge, the prisoner having served about two-thirds of his sentence.

A. L. Price. Convicted February, 1911, in a justice's court of Chesterfield county of housebreaking and sentenced to six months in jail. Conditional pardon granted June 17, 1911, on recommendation of the judge, Commonwealth's attorney, clerk, deputy sheriff and jail physician. If Price takes a drink of intoxicating liquor this pardon will be void.

Charles Pugh. Convicted March, 1911, in the corporation court of Danville of grand larceny and sentenced to one year in the penitentiary. Conditional pardon granted October 28, 1911, on the recommendation of the Commonwealth's attorney and influential citizens of Danville. In addition to the usual conditions, if Pugh takes a drink of intoxicating liquor, this pardon is void and the Governor reserves the right to revoke it at pleasure.

William Powell. Convicted September 20, 1911, in the police court of Portsmouth of assault and battery and sentenced to ninety days in jail. Conditional pardon granted November 3, 1911, at the request of the mayor and because a surgical operation will have to be performed on the prisoner and this cannot be done in jail.

Robert Quidley. Convicted August 3, 1911, in the police court of the city of Norfolk of petit larceny and sentenced to six months in jail. Con-

ditional pardon granted November 14, 1911, upon the application of the party injured and with the approval of the justice trying the case.

**Frank C. Russell.** Convicted in the circuit court of Clarke county December, 1908, of horse stealing and sentenced to three years in the penitentiary. Conditional pardon granted March 28, 1910, upon recommendation of trial judge and Commonwealth's attorney and a large number of citizens.

**A. J. Roop.** Convicted in the corporation court of the city of Roanoke September, 1907, of rape and sentenced to three years in the penitentiary with one year added for escaping. Conditional pardon granted April 4, 1910. This prisoner escaped from the State Farm and subsequently returned of his own accord, paying his expenses back. The judge of the circuit court of the city of Richmond and the Commonwealth's attorney of Richmond recommended that the one year be remitted. The prisoner has served three years lacking eight days. He has promise of employment. The facts in the case justify the clemency that has been extended.

**E. W. Rainey.** Convicted at the November term, 1910, of the hustings court of the city of Petersburg of forgery and sentenced to two years in the penitentiary. Commuted November 26, 1910, to six months in jail on the application of the attorney for the Commonwealth and numerous influential citizens.

**Jonas Rasnake.** Convicted December term, 1910, circuit court of Russell county, for violation of the revenue laws, two charges, and fined \$50.00 in each case and thirty days in jail. Conditional pardon granted December 31, 1910, at the request of the jury and numerous citizens. The fine in each case is to be paid and pardon granted on condition that he will not again violate any of the penal laws.

**James Robinson.** Convicted March 22, 1911, in hustings court of Richmond of assault and battery and sentenced to thirty days in jail and fined \$50.00. This prisoner is a boy. Pardon granted upon payment of one-half of fine and the costs. Pardon is conditional and granted upon recommendation of judge and Commonwealth's attorney and the person who was assaulted.

**Henry Rutgar.** Convicted November 28, 1910, in the circuit court of Orange county of housebreaking and sentenced to twelve months on the public roads and fined \$5.00 and costs. Conditional pardon granted June 13, 1911, on the recommendation of the attorney for the Commonwealth, and upon the statement of facts by the judge, and the application of the parties injured. It being understood that Rutgar will at once go to his uncle in Chicago.

**John Roland.** Convicted April 8, 1909, in the hustings court of the city of Richmond of malicious assault and sentenced to three years in the penitentiary. Conditional pardon granted August 18, 1911, on recommendation of judge and Commonwealth's attorney.

**Grant Robertson.** Convicted January, 1911, in the circuit court of Pittsylvania of unlawful shooting at a train and sentenced to two years in the penitentiary. Conditional pardon granted October 26, 1911, upon the recommendation of the Commonwealth's attorney and six of the jury. In addition to the usual conditions, if Grant Robertson takes a drink of intoxi-

cating liquor, this pardon will be void, and the Governor reserves the right to revoke it at pleasure.

Selena Scott (col.). Convicted in police court, city of Richmond, February 24, 1910, of petit larceny, and sentenced to thirty days in jail. Conditional pardon granted February 24, 1910, upon recommendation of Commonwealth's attorney, police justice and others.

William Sisk. Convicted April, 1910, in the circuit court of Rappahannock county of misdemeanor and sentenced to twelve months in jail and fined \$100. Conditional pardon granted May 19, 1910. This party was convicted of selling liquor illegally, and principally on Sunday, near places of religious worship. This prisoner has served about three months in jail, and his health is in a decline. Pardon asked for by Commonwealth's attorney, county officials, physicians and many citizens.

H. L. Saul. Convicted April term, 1910, circuit court of Franklin county, for forgery and sentenced to two years in the penitentiary. Conditional pardon granted September 8, 1910, on account of extenuating circumstances set out in the petition signed by a large number of influential citizens, the trial judge and Commonwealth's attorney not opposing exercise of executive clemency.

J. J. Smith. Convicted at the November term, 1910, of the corporation court of the city of Norfolk of murder in the first degree and sentenced to be electrocuted December 8, 1910. On December 6, 1910, respite granted till December 16, 1910, to give time for the Court of Appeals to act upon a petition for writ of error.

Ben Staples. Convicted December, 1908, in the circuit court of Albemarle county of manslaughter and sentenced to five years in the penitentiary. Conditional pardon granted December 9, 1910, on application of a large number of influential citizens and the attorney for the Commonwealth. The prisoner was only nineteen years old at the time of his conviction. His parents are respectable and law-abiding colored people. The petitioners, who number about a hundred of prominent citizens of Charlottesville, certify that the ends of justice have been fully met in this case.

Robert Sons. Convicted September 25, 1903, in the corporation court of the city of Bristol of forgery, three indictments, and sentenced to seven years in the penitentiary and one and a half years for escaping. Conditional pardon granted December 13, 1910, because of good behavior since his escape in 1904, and upon the petition of citizens of his county, and because the prisoner has only a few months to serve.

Howard Shelor. Convicted at the December term, 1909, of the circuit court of Patrick county of horse-stealing and sentenced to three years in the penitentiary. Conditional pardon granted December 15, 1910, on the recommendation of the judge and Commonwealth's attorney.

Lemuel Summerell. Convicted July, 1908, in the circuit court of Surry county of house-breaking and larceny and sentenced to five years in the penitentiary. Conditional pardon granted December 24, 1910. The superintendent of the penitentiary says this prisoner while working on the roads received a sun-stroke which has resulted in his becoming weak-minded. Previous to this affliction he worked faithfully on the roads and his record in prison is clean.

**J. P. Scruggs.** Convicted in the circuit court of Appomattox county, April, 1909, of voluntary manslaughter and sentenced to four years in the penitentiary. Conditional pardon granted January 23, 1911, upon recommendation of the Commonwealth's attorney and other citizens who believe that the ends of justice have been fully met in this case.

**Herman Silvers.** Convicted in the corporation court of the city of Roanoke, September, 1910, of forgery and sentenced to two years in the penitentiary. Conditional pardon granted January 24, 1911, at the request of the jury, who made a condition precedent to their verdict that pardon should be asked after three months. In this the judge concurs.

**Roger Smith.** Convicted December 26, 1910, in the police court of the city of Richmond, Part 2, and sentenced to ninety days in jail. Conditional pardon granted January 25, 1911, upon recommendation of the trial justice and citizens and the complaint in the case.

**Charles Smith.** Convicted April, 1909, in the circuit court of Lunenburg county of unlawful shooting; first indictment, five years in the penitentiary; second indictment, one year in the penitentiary; total, six years. Conditional pardon granted February 7, 1911, on the recommendation of the judge, Commonwealth's attorney and many prominent citizens.

**James Smith.** Convicted March, 1903, in the corporation court of Newport News of house-breaking and sentenced to one year in the penitentiary. This being his third conviction he was given a life sentence. Conditional pardon granted February 11, 1911. This prisoner is quite an old man, having been born July 29, 1830. He has always been weak mentally and has spent but little time in freedom, having served thirty-five years as a slave and twenty-two years as a convict. All the prisoner's friends are dead. Investigation of this case justifies a conditional pardon.

**Clarence Sayles.** Convicted October 28, 1910, in the hustings court of the city of Richmond of entering, without breaking, and sentenced to six months in jail. Conditional pardon granted March 9, 1911, on the recommendation of the judge and attorney for the Commonwealth.

**Michael A. Scott.** Convicted February 27, 1911, in the corporation court, city of Staunton, of unlawful cutting and sentenced to sixty days in jail. Conditional pardon granted March 15, 1911, on recommendation of Commonwealth's attorney and many influential citizens of Rockingham county.

**Rachel Smith.** Convicted November, 1910, in the police court of Newport News of petit larceny and sentenced to six months in jail. Conditional pardon granted April 12, 1911, on application of the police justice who tried the case. The prisoner is an aged woman.

**Joseph Spence.** Convicted March 3, 1910, in the circuit court of Princess Anne county of murder in the second degree and sentenced to eight years in the penitentiary. Conditional pardon granted May 9, 1911, on the recommendation of the judge and Commonwealth's attorney, and because the prisoner probably saved the life of the jailor.

**Carl Samples.** Convicted January 19, 1911, in a justice's court in Russell county of disturbing public worship, and fined \$25.00 and sentenced to ten days in jail. Conditional pardon granted May 31, 1911, upon payment of fine and costs and on recommendation of Commonwealth's attorney.

**Washington Stevens.** Convicted March, 1911, in a magistrate's court of Bath county of cruelty to animals and sentenced to six months in jail.



Conditional pardon granted June 13, 1911, on application of Commonwealth's attorney and report of physician as to the health of the prisoner.

Oscar Snyder. Convicted October term, 1910, in the circuit court of Rockingham county of misdemeanor and sentenced to eight months on roads and fined \$75.00 and costs. Conditional pardon granted July 7, 1911, on recommendation of physician to convict camp No. 2, who states prisoner is ill with typhoid fever, and his pardon is desired in order to relieve the camp of risk of communication of the disease to other prisoners.

William Smithers. Convicted March 13, 1911, in police court, city of Richmond, of stealing two hides and sentenced to eight months in jail. Conditional pardon granted July 24, 1911, on the recommendation of the prosecutor and Justice Crutchfield, who tried the case, and because of the prisoner's health.

Jessie Simms. Convicted March 1, 1911, in the hustings court of Richmond city of petit larceny and sentenced to twelve months on the road. Conditional pardon granted August 18, 1911, on account of the prisoner's ill health and on the recommendation of the jail physician.

William Smith. Convicted July, 1910, in the circuit court of Wise county of malicious shooting and sentenced to two years in the penitentiary. Conditional pardon granted August 28, 1911, on the petition of citizens, the recommendation of the Commonwealth's attorney and a statement that the affidavits show that all the evidence for Smith was not produced at the trial.

George Smith. Convicted October term, 1910, in the hustings court of Richmond city of unlawfully shooting a woman and sentenced to twelve month in jail. Conditional pardon granted September 18, 1911, on the recommendation of judge and Commonwealth's attorney and the jailer, and because the prisoner has only about sixty days to serve. If Smith takes a drink of any intoxicating liquor this pardon shall be void.

Louis Saunders. Convicted July, 1911, in the police court of Newport News of larceny and sentenced to six months in jail. Conditional pardon granted October 3, 1911, on the recommendation of the police justice and on account of the health of the prisoner. If Saunders takes a drink of intoxicating liquor this pardon shall be void.

William Savage. Convicted January, 1907, in the hustings court of Richmond city of horse-stealing and sentenced to five years in the penitentiary. Conditional pardon granted December 20, 1911, upon the recommendation of Commonwealth's attorney, Justice Crutchfield, chief of police of Richmond and others. In addition to the usual conditions, if Savage takes a drink of intoxicating liquor at any time, this pardon to be void. The Governor reserves the right to revoke it at pleasure.

James L. Stewart. Convicted December, 1911, in the police court of Richmond city of being concerned in a game of policy and sentenced to thirty days in jail and fined \$100. Conditional pardon granted December 21, 1911, upon recommendation of Justice Crutchfield and Commonwealth's attorney and upon payment by the prisoner of one-half of the fine.

James Shirley. Convicted December, 1911, in the circuit court of Northumberland of assault and battery and sentenced to thirty days in jail and fined \$75.00. Conditional pardon granted December 28, 1911, upon recommendation of the attorney for the Commonwealth that fifteen days,

which have already elapsed, is sufficient punishment in addition to the fine which is required to be paid. Numerous citizens recommend pardon.

Dora Smith. Convicted at the October term, 1908, of the circuit court of Page county of forgery and sentenced to five years in the penitentiary. Pardoned June 27, 1910, on condition that she is transferred to the care and custody of the Virginia Home and Industrial School for Girls, operating under act approved March 16, 1910; that she obey the rules and regulations of said institution in conformity with act aforesaid.

Josephine Simmons. Convicted in the hustings court, Part 2, city of Richmond, May 5, 1910, of misdemeanor and sentenced to three months in jail. Conditional pardon granted June 28, 1910, upon the recommendation of the judge and a number of prominent citizens who certify that they think the ends of justice have been fully met in this case.

Dora Smith. Convicted in the circuit court of Page county, October, 1908, of forgery and sentenced to five years in the penitentiary. Transferred July 20, 1910, to the custody of the Virginia Home and Industrial School for Girls, operating under act approved March 16, 1910.

George A. Stein. Convicted July 9, 1910, in police court, Part 2, city of Richmond, of drunkenness and sentenced to six months on the public roads. Conditional pardon granted upon recommendation of police officers and citizens and on account of the condition of Stein's family, who need his support. The prisoner, when sober, is an industrious man, and he promises that he will not get on another spree. Pardon granted July 25, 1910.

H. D. Salyer. Convicted November 15, 1903, in the county court of Scott of murder in the second degree and sentenced to eighteen years in the penitentiary. Conditional pardon granted October 1, 1910. The petition for pardon is signed by the judge who tried the case, Commonwealth's attorney, ten of the jury and many citizens. Salyer on more than one occasion gave information to the superintendent of the State Farm which was valuable and prevented the escape of two prisoners. Salyer's conduct on this occasion is commended by the superintendent and surgeon of the State Farm.

George Thompson. Convicted in the hustings court of the city of Petersburg, January 28, 1910, of assault and sentenced to ninety days in jail. Conditional pardon granted March 26, 1910, upon recommendation of judge and Commonwealth's attorney. The previous record of this prisoner, who is only nineteen years of age, has been good, and he has supported a widowed mother.

Thomas Townsend. Convicted in the corporation court of the city of Danville, December term, 1909, of housebreaking with intent to commit larceny and sentenced to one year in the penitentiary. Conditional pardon granted April 27, 1910. The Commonwealth's attorney, the mayor and many leading citizens unite in the request for pardon of this boy, who has been in the penitentiary four months, and served some time in jail before given a trial. He is in delicate health.

Frank Turner. Convicted in the corporation court of the city of Lynchburg, June term, 1910, of housebreaking and larceny and sentenced to three years in the penitentiary. Conditional pardon granted June 10, 1910, upon recommendation of judge and prosecuting attorney.

J. A. Tinden. Convicted July, 1908, in the hustings court of the city of Richmond of burglary and sentenced to eight years in the penitentiary.

**Pardon granted conditionally September 7, 1910, upon the recommendation of the trial judge and upon certificate of the physician as to the physical condition of the prisoner.**

**Gilbert Turner.** Convicted in the police court, Part 2, city of Richmond, October 15, 1910, of petit larceny and sentenced to sixty days on the roads. Conditional pardon granted October 26, 1910, on condition that he will not again violate any of the penal laws, and furthermore that he will report twice a month to Sergeant J. G. Saunders, who is designated probation officer in this case, and that Turner will also provide for his own family.

**Robert Emmett Turner.** Convicted October, 1910, in the police court, city of Richmond, of petit larceny and sentenced to sixty days in jail. Conditional pardon granted October 31, 1910, upon the request of the party from whom the money was taken and the justice of the peace, who certify that the prisoner previously bore a good character.

**Jasper Taylor.** Convicted August 29, 1910, in the circuit court of Nelson county of disturbing religious worship and sentenced to six months on the county roads. Pardon granted November 9, 1910, on the application of Judge Gordon and because of the health of the prisoner.

**Melville Terrell.** Convicted in the police court, city of Richmond, November 26, 1910, of petit larceny and sentenced to sixty days in jail. Conditional pardon granted December 3, 1910, upon the recommendation of the police justice and number of prominent citizens.

**Joseph Tippins.** Convicted October term, 1910, in the hustings court, city of Richmond, of assault and battery and sentenced to six months in jail. Conditional pardon granted December 5, 1910, at the request of judge and Commonwealth's attorney.

**Walter Thompson.** Convicted March 30, 1905, in the corporation court of Norfolk of robbery and sentenced to eighteen years in the penitentiary. Conditional pardon granted December 20, 1910, on recommendation of the surgeon of the penitentiary and on account of the prisoner's health and his extreme youth at the time the crime was committed.

**Daniel Trent.** Convicted October, 1910, in a magistrate's court of Cumberland county of assault and battery and sentenced to twelve months in jail and fined \$5.00. Conditional pardon granted February 6, 1911, at the request of the officers of the county and upon the recommendation of the attorney for the Commonwealth.

**J. W. Thames.** Convicted February, 1910, in the circuit court of Mecklenburg county of counselling, aiding and assisting to commit felonious assault and sentenced to two years in penitentiary. Conditional pardon granted March 29, 1911, upon recommendation of the judge, Commonwealth's attorney and the man injured and also upon the recommendation of a number of responsible and intelligent citizens. He is also required to remain at least 100 miles from his old home during the term for which he was sentenced.

**H. B. Trice.** Convicted February 15, 1911, in the hustings court of Richmond of house-breaking and sentenced to nine months in jail. Conditional pardon granted April 11, 1911, on recommendation of the judge and Commonwealth's attorney.

**S. H. Thompson.** Convicted December term, 1910, in the corporation court of Danville of malicious shooting and sentenced to three years in



the penitentiary. Conditional pardon granted April 11, 1911, on recommendation of ten members of the jury and a large number of citizens, evidencing that public sentiment desires the conditional pardon in this case.

Walter Toney. Convicted March 4, 1910, in the police court, Part 2, city of Richmond, of drunkenness and sentenced to ninety days in jail. Conditional pardon granted May 13, 1911. In addition to the usual conditions, if Toney takes a drink, this pardon to be void. The Mayor interposed no objection to this pardon.

Phillip Turner. Convicted June 8, 1911, in the hustings court of Richmond city of stealing chickens and sentenced to six months in jail. Conditional pardon granted September 8, 1911, on recommendation of the attorney for the Commonwealth. This prisoner was nineteen years old when he committed the crime—stealing eight chickens—for which he has been confined three months.

William Taylor. Convicted January, 1911, in the circuit court of Hanover county of felonious cutting and sentenced to two years in the penitentiary. Conditional pardon granted December 26, 1911, upon the petition of many citizens of Hanover. Taylor has been a trusty on the Capitol Square, and the Capitol police certify that his good behavior has been extraordinary. In addition to the usual conditions, if Taylor takes a drink of intoxicating liquor, this pardon shall be void.

William J. Urquhart. Convicted August, 1895, in the county court of Nansemond county of murder in the second degree and sentenced to five years in the penitentiary. A conditional pardon granted in 1898. The prisoner has since led an upright life, and absolute pardon granted, upon recommendation of citizens, May 5, 1911.

Charles Virnelson. Convicted November, 1909, in the circuit court of Norfolk county of house-breaking and sentenced to one year in jail. Conditional pardon granted April 6, 1910. This prisoner is a youth seventeen years of age. It appears that this boy was led into crime by his brother-in-law, who was sent to the penitentiary for seven years for burglary. A number of prominent citizens of Norfolk city have interested themselves in the case of this youth, and have secured employment for him. They believe that a pardon will be instrumental in reclaiming the boy.

Frank Van Staden. Convicted July 7, 1911, in police court of Richmond city, Part 2, of assault and sentenced to thirty days in jail. Conditional pardon granted July 19, 1911, on the petition of citizens and the recommendation of the justice who sentenced the prisoner.

Teel Webster. Convicted June 18, 1910, in police court, Part 2, city of Richmond, of drunkenness and sentenced to ninety days in jail. Conditional pardon granted July 25, 1910, on account of the delicate health of the prisoner.

R. J. Wright. Convicted September, 1909, in the corporation court of the city of Roanoke of grand larceny and sentenced to one year in the penitentiary. Conditional pardon granted July 27, 1910. This prisoner is a young man who was persuaded by a married woman to run away with her, she having gotten possession of some of her money. A large number of leading citizens of Roanoke have interested themselves in Wright's case and have asked for a pardon for him. The trial judge recommends pardon.

Joe Wilkinson. Convicted in the circuit court of Pittsylvania county,



September term, 1909, of seduction under promise of marriage and sentenced to two years in the penitentiary. Conditional pardon granted September 23, 1910, on recommendation of judge, Commonwealth's attorney, jurors and others.

James Williams. Convicted February, 1907, in the circuit court of Brunswick county of misdemeanor and sentenced to nine months in jail to be served after his release from the penitentiary, which sentence he has served. Conditional pardon granted November 9, 1910, on application of the judge and attorney for the Commonwealth and because of the condition of the prisoner's health.

Edgar Wright. Convicted May, 1907, in the circuit court of Accomac, of murder in the second degree and sentenced to seven years in the penitentiary. Conditional pardon granted October 25, 1911, upon the recommendation of the judge and jury trying the case and the sheriff of the county. The superintendent of the penitentiary also recommends a pardon in this case.

Walter Wickhouse. Convicted August term, 1911, in the corporation court of Norfolk of unlawful cutting and sentenced to one year in jail. Conditional pardon granted October 28, 1911, on the recommendation of the judge and Commonwealth's attorney and prominent citizens. The judge expresses the opinion that the verdict is harsh and that Wickhouse has already been punished enough.

W. T. Walker. Convicted at the October term, 1911, in the corporation court of Roanoke of bigamy and sentenced to three years in the penitentiary. Conditional pardon granted November 15, 1911, at request of the judge, attorney for the Commonwealth, jurors and numerous citizens.

Inez Walker. Convicted June 8, 1911, in the hustings court of Richmond city of malicious wounding and sentenced to nine months in jail. Conditional pardon granted December 7, 1911, on the recommendation of judge and Commonwealth's attorney, two-thirds of the prisoner's term having been served.

Jesse Williams. Convicted November 11, 1910, in the hustings court of the city of Richmond of unlawful wounding and sentenced to nine months on the public roads and fined \$5.00. Conditional pardon granted February 28, 1911, on recommendation of judge and Commonwealth's attorney.

Ulysses Williams. Convicted March 10, 1911, in the circuit court of Norfolk city of grand larceny and sentenced to one year on the public roads. Conditional pardon granted April 3, 1911, on the application of the trial judge who does not think that the evidence identifying the prisoner was sufficient.

James Weast. Convicted in the police court of the city of Norfolk, in March, 1911, of attempting to snatch a lady's purse and given six months in jail. Conditional pardon granted May 2, 1911. This is the prisoner's first offense and the police justice thinks clemency will not be misplaced.

Harry Ward. Convicted September, 1910, in the corporation court of Lynchburg of grand larceny and sentenced to one year in the penitentiary. Conditional pardon granted June 3, 1911, because of good conduct of prisoner who only has two more months to serve.

T. G. Wampler. Convicted October, 1909, in the circuit court of Wise county of murder and sentenced to five years in the penitentiary. Con-

ditional pardon granted June 20, 1911, on application of the judge, attorney for the Commonwealth, father and mother of the deceased, four of the jury and a number of prominent citizens of the county.

Reuben Ware. Convicted November 14, 1910, in the circuit court of Alexandria county of malicious assault and sentenced to one year in the penitentiary. Conditional pardon granted July 14, 1911, upon the recommendation of the register of the State Land Office and the Capitol police, and because Ware gave information which prevented the escape of a convict.

Mary Wallace. Convicted April 13, 1911, in the hustings court of Richmond city of petit larceny and sentenced to six months in jail. Conditional pardon granted August 1, 1911, upon recommendation of judge and Commonwealth's attorney.

Fred Williams. Convicted September, 1911, in the circuit court of Russell of misdemeanor and sentenced to six months in jail and fined \$10.00. Conditional pardon granted October 6, 1911, at the request of the company injured, the attorney for the Commonwealth, influential citizens and because the offense is trivial and the punishment suffered sufficient.

Chester Warrington. Convicted in the hustings court of the city of Petersburg, October term, 1910, of breaking into a freight car and taking canned goods therefrom and sentenced to sixty days in jail and fined \$5. Conditional pardon granted on recommendation of the judge and Commonwealth's attorney, November 21, 1910.

Henry Weeks. Convicted at the November term, 1909, of the circuit court of Northampton county, of car-breaking and larceny and sentenced to two years in the penitentiary. Conditional pardon granted December 9, 1910. This prisoner has served considerably over half of his time and his record in the penitentiary has been clear. He has faithfully kept all the rules and has for several months been a trusty around the capitol, where opportunity has been afforded the officers having supervision over him to ascertain that he is an exceedingly industrious man, and has shown every disposition to lead a correct life hereafter. He has been offered employment on a farm near Richmond by a gentleman who has investigated the case and is willing to take him.

Lewis B. Woods. Convicted October, 1910, in the circuit court of Fluvanna county of house-breaking with intent to commit larceny and sentenced to one year in the penitentiary. Conditional pardon granted December 29, 1910, on the recommendation of the judge, attorney of the Commonwealth and the clerk, and because of the youth of the prisoner who is only eleven years of age.

Charles White. Convicted November 21, 1910, in police court, Part 2, city of Richmond, of petit larceny and sentenced to six months in jail. Conditional pardon granted on the application of the jail physician, who certifies that the prisoner is seriously ill with heart and kidney trouble. Granted January 26, 1911.

Abijah White. Convicted 1900, in county court of Wise, of house-breaking and sentenced to three years in the penitentiary. Political disabilities removed February 9, 1911, upon request of the county officers and a number of citizens, who certify that White's conduct since his release from prison entitled him to the rights of citizenship.

Warren Young. Convicted April 14, 1910, in the circuit court of Spot-

sylvania of unlawful shooting and sentenced to one year on the public roads. Conditional pardon granted October 31, 1910, on the recommendation of the Commonwealth's attorney and judge and jurors. The prisoner is a mere youth and previously bore a good reputation. A large number of citizens unite in certifying that the ends of justice have been fully met in this case.

### **ABSOLUTE PARDONS.**

Charles Archer. Convicted in the corporation court of the city of Petersburg, November 30, 1909, for obtaining whiskey under false pretenses and sentenced to six months in jail. Pardon granted May 23, 1910, upon recommendation of the Commonwealth's attorney. This prisoner had served all his term except about thirty-five days. His testimony in the Williamson case for wife murder was of considerable benefit to the Commonwealth; and he gave the jailer information as to Williamson's intention to escape. Archer is also in bad health.

Fred Aikers, alias Mann. Convicted January term, 1910, in the hustings court, city of Richmond, of house-breaking and sentenced to twelve months on the road and one cent fine. Pardon granted October 11, 1910. This prisoner served more than half of his time and the judge and Commonwealth's attorney think that the ends of justice have been met in this case.

Irvin C. Arnold. Convicted August, 1910, in the magistrate's court, city of Winchester, of misdemeanor and sentenced to six months in jail. Pardon granted October 11, 1910, upon the recommendation of the judge of the corporation court of Winchester, the justice trying the case and other officials.

Mary Brown (col.). Convicted November 1, 1909, magistrate's court, Rockingham county, of petit larceny; sentenced to six months in jail and fined \$5.00 and costs. This prisoner is soon to become a mother. Pardon recommended by judge, Commonwealth's attorney and sheriff. Pardon granted February 15, 1910.

Sidney W. Beck. Convicted February 8, 1910, hustings court, city of Richmond, housebreaking, and sentenced to one year in the penitentiary. February 15, 1910, commuted to six months in jail upon recommendation of judge, Commonwealth's attorney and citizens.

Ed Bland, alias Turnbull. Convicted in the police court of the city of Richmond, June 2, 1910, of petit larceny and sentenced to eight months on the road. This prisoner recaptured an escaped prisoner and pardon was asked for by superintendent of the penitentiary. Bland had only a few days longer to serve. Pardon granted June 11, 1910.

Edward Carrico. Convicted September, 1911, in the circuit court of Grayson of assault and sentenced to ninety days in jail. Pardon granted October 24, 1911, on the recommendation of citizens and the statement of the attorney for the Commonwealth that he had gone too far in the prosecution and that Carrico should not be punished.

Patton Dorton. Convicted February term, 1910, in the circuit court of Wise county of manslaughter and sentenced to one year in the penitentiary. This prisoner has only about two months longer to serve and pardon is granted upon the letter of the Commonwealth's attorney who prosecuted the

case, eight members of the jury and other prominent citizens. Pardon granted September 28, 1910.

**Ben Elliott.** Convicted in the corporation court of the city of Danville, December, 1909, of house-breaking and sentenced to one year in jail. Pardon granted June 2, 1910, upon the recommendation of the prosecuting attorney. The prisoner is a young man. It was his first conviction. There was small-pox in the jail.

**Cleveland Farmer.** Convicted in the corporation court of the city of Manchester, November, 1909, of horse stealing and sentenced to three years in the penitentiary. Pardon granted May 2, 1910, upon recommendation of the mayor, police officers, jurors, who tried the case, and many other leading citizens, who certify that Farmer is a son of a Confederate soldier who is in need of his services to help keep a home for the aged parents, that Farmer has been a young man of very good character up to the time of this trouble and "we believe that the time he has served has been sufficient punishment for him, and that the ends of justice have been fully met."

**Lester Grayer.** Convicted in the corporation court of the city of Norfolk, January, 1910, of assault and sentenced to four months in jail and fined \$100. Pardon granted April 16, 1910. This prisoner has already served nearly three months of the total four months' sentence imposed upon him. The trial judge and Commonwealth's attorney believe that the ends of justice have been met in this case and accordingly recommend clemency.

**John Henderson (col.).** Convicted September 10, 1909, magistrate's court, Greenville, of petit larceny and sentenced to six months in jail and to pay the costs—\$5.15. Pardoned February 4, 1910, upon recommendation of judge, Commonwealth's attorney and other county officers, who certify that the prisoner is in a very delicate state of health, and that close confinement will endanger his life.

**Willie C. Knlesche.** Convicted in the hustings court of the city of Richmond, February, 1908, of forgery and sentenced to two years in the penitentiary. Pardon granted conditionally by Governor Swanson, December 22, 1908. Absolute pardon granted June 27, 1910, upon recommendation of the judge and Commonwealth's attorney of the hustings court, Justice Crutchfield, the mayor of the city of Richmond and a number of prominent citizens.

**Kambe Williams.** Convicted August 11, 1910, in the mayor's court of Big Stone Gap of petit larceny and sentenced to thirty days on the public roads. Pardon granted August 24, 1910. This prisoner is a boy and his offense consisted in taking a boat tied to the river bank and rowing around in it for a while and leaving it near the same point on the bank of the river. Prominent citizens certify that there was no element of criminality in the case.

**Arnold McRae.** Convicted July 8, 1911, in the corporation court of the city of Lynchburg of misdemeanor and sentenced to thirty days in jail. Pardon granted July 31, 1911, at the request of the Governor of North Carolina, and to enable McRae to appear as a witness in an important case. The prisoner's time will expire on the 8th of August.

**J. J. Mann.** Convicted June 18, 1910, in the police court, Part 2, city of Richmond, of being drunk and disorderly and sentenced to six months in



jail. Pardon granted August 16, 1910, upon request of the trial justice and city sergeant.

Frank Oberry. Convicted at the February term, 1910, of the circuit court of Isle of Wight county for misappropriating public funds and sentenced to one year in the penitentiary. Pardon granted June 18, 1910, upon recommendation of judge, jurors and citizens.

Martha Purvis. Convicted December, 1910, in the police court of Norfolk city of fighting another woman and sentenced to twelve months in jail. Pardon granted August 4, 1911, at the request of the jail physician, who states that the prisoner is ill with cancer and likely to die at any time and desires to have her taken to the hospital.

George M. Parker. Convicted June 26, 1911, in police court of Portsmouth city of assault and carrying concealed weapons and sentenced to ninety days in jail. Pardon granted August 25, 1911, on recommendation of the trial justice on account of the ill health of the prisoner.

Ambrose Price. Convicted December term, 1906, in the circuit court of Page county of forgery and sentenced to the penitentiary for four years. Paroled by the Board of Pardons, February 16, 1909, and absolute pardon granted September 13, 1910, upon petition of a number of leading citizens of the county, who certify that Price has since his parole been conducting himself in a manner becoming a good citizen.

Alexander Perkins. Convicted July, 1908, in the hustings court of Roanoke city of murder in the second degree and sentenced to ten years in the penitentiary. Pardon granted October 26, 1910, upon certificate of the surgeon of the State Farm that the prisoner is in the last stages of tuberculosis.

Morris Robinson. Convicted September 7, 1910, in the circuit court of King George of assault and sentenced to reform school. Pardon granted May 2, 1911, at request of the judge, who says the boy is still in jail and further confinement will impair his health.

Percy Stokes. Convicted September 7, 1910, in the corporation court of Danville of car-breaking and sentenced to twelve months in jail. Pardon granted September 6, 1911, upon the recommendation of Major Wood, superintendent of the penitentiary, and on account of the age of the prisoner.

Frank Snider. Convicted July, 1911, in a magistrate's court of Montgomery county of assault and battery and sentenced to six months on the roads. Pardon granted December 11, 1911, on the recommendation of the Commonwealth's attorney, who has grave doubts of the guilt of the prisoner.

Walter Scott. Convicted May 28, 1911, in the corporation court, city of Petersburg, of petit larceny and sentenced to thirty days in jail and fined \$7.75. Pardon granted June 19, 1911, on recommendation of the judge and Commonwealth's attorney.

Dock Street. Convicted July, 1909, circuit court of Buchanan county, of unlawful shooting and sentenced to one year in the penitentiary. Pardon granted February 24, 1910. This prisoner has served seven months of his term. The shooting of which he was convicted occurred while he was protecting his brother, fifteen years old, from assault. Prisoner is in last stages of consumption, and pardon is recommended by superintendent and surgeon at State Farm.

Samuel Shinault. Convicted in the circuit court of Wythe, June, 1906,

of murder in the second degree and sentenced to ten years in the penitentiary. This prisoner is from another State. He is in wretched health and is pardoned on condition that he will return to his home and not come back to this State again. Pardon granted July 13, 1910.

Mary Scales. Convicted August 23, 1910, in the police court of the city of Petersburg of larceny and sentenced to sixty days in jail. Pardon granted October 11, 1910, on recommendation of judge and certificate of jail physician that prisoner was suffering from tuberculosis and that further confinement would be detrimental to her and a menace to the other prisoners.

George A. Tabb. Convicted July 11, 1910, in the hustings court of the city of Richmond of malicious wounding and sentenced to nine months in jail. Pardon granted March 11, 1911, upon the application of the physician to the city jail of Richmond.

C. T. Thompson. Convicted in the circuit court of Patrick county, June, 1899, of murder in the second degree and sentenced to six years in the penitentiary. Pardon granted June 4, 1910, at the request of the Commonwealth's attorney, who desires Thompson, who is out on parole, to testify in an important matter of interest to the Commonwealth.

George Valentine. Convicted August, 1911, in the police court of Roanoke city of petit larceny and sentenced to six months in jail. Pardon granted November 3, on the recommendation of Commonwealth's attorney. This prisoner has typhoid fever and cannot be treated in jail.

Mollie White. Convicted December, 1903, in the hustings court of Richmond city of grand larceny and sentenced to five years in the penitentiary. This prisoner was granted a parole by the Board of Pardons July 16, 1906. Absolute pardon granted May 4, 1911, upon the recommendation of the judge, Commonwealth's attorney and the mayor.

W. Dallas Wright. Convicted March, 1910, in the circuit court of Buckingham county of murder in the first degree and sentenced to be electrocuted. By order of the Supreme Court of Appeals, this case was transferred from the circuit court of Buckingham county to the circuit court of Richmond city for re-trial. After all the evidence, both for the prosecution and the defendant, had been introduced, which in every material respect was the same evidence which had formely been introduced in the trial in Buckingham, the Commonwealth's attorney of the city of Richmond and the Commonwealth's attorney at Buckingham, in open court stated to the jury that they could not conscientiously ask for a verdict of guilty in the case of the Commonwealth vs. Ed Jones and Richard Perkins, who were jointly indicted with W. Dallas Wright and who were acquitted. The sentence of Wright was suspended awaiting the outcome of the cases of Jones and Perkins, whose acquittal necessarily justifies the pardon of Wright. Pardon granted November 23, 1911.

T. G. Wampler. Convicted October, 1909, in the circuit court of Wise of murder and sentenced to five years in the penitentiary. Conditional pardon granted June 20, 1911, and absolute pardon granted December 27, 1911, in order that he may testify in a law suit which has been pending since his conviction.

**COMMUTATIONS.**

**Leo Allen.** Convicted in the hustings court of the city of Richmond, April 18, 1910, of grand larceny and sentenced to one year in the penitentiary. Commuted May 13, 1910, to one year in jail. Recommended by trial judge. The offense was committed while Allen was under the influence of liquor. He saw a horse and buggy in the street, got in with another man, who was also intoxicated, and drove to Hanover, where the two tried to sell the horse and vehicle.

**William Brown.** Convicted in the circuit court of Pulaski county, February term, 1910, of murder in the first degree and sentenced to be electrocuted April 8, 1910. Respite granted April 6, 1910, till May 6, 1910; respited May 3, 1910, till June 3, 1910, and on June 2, 1910, sentence commuted to imprisonment for life.

**Thomas Bailey.** Convicted at the April term, 1910, of the circuit court of Henry county of murder in the first degree and sentenced to be electrocuted June 17, 1910. Several respites were granted in this case, and on December 30, 1910, commutation to life imprisonment was granted. A careful examination of all the facts and affidavits presented in this case leads me to the conclusion that commutation to life imprisonment is proper.

**Samuel Cohen.** Convicted November 5, 1908, in the county court of Loudoun of horse-stealing and sentenced to ten years in the penitentiary. December 30, 1910, commuted to five years in the penitentiary, upon the recommendation of a large number of leading citizens of Harper's Ferry, West Virginia, who are acquainted with the prisoner and certify that he has been known as an industrious man without criminal tendencies, and they believe he was the victim of unfortunate influences of the moment rather than guilty of intentional wrongdoing. The prisoner is of advanced age.

**William Carpenter.** Convicted September, 1908, in the corporation court of Danville of felonious assault and sentenced to one year in the penitentiary and five years added for second conviction. Sentence commuted July 10, 1911, to four years and six months, upon a letter of the attorney for the Commonwealth.

**Samuel Cope.** Convicted October 3, 1911, in the hustings court of the city of Richmond of embezzlement and sentenced to one year in the penitentiary. Sentence commuted October 5, 1911, to six months in the city jail, upon the recommendation of the corporation injured, the attorney for the Commonwealth and because the prisoner came back of his own accord and offered to work out the amount he had embezzled.

**Lottie Dandridge.** Convicted October, 1910, in the hustings court of the city of Richmond of robbery from the person and sentenced to one year in the penitentiary. November 11, 1910, commuted to six months in jail, on the recommendation of the judge trying the case.

**William Delph.** Convicted June 13, 1906, in the circuit court of Lee of murder in the second degree and sentenced to fourteen years in the penitentiary. Commuted July 27, 1910, to twelve years in the penitentiary. This prisoner went to the assistance of a guard who had some trouble with other convicts. The superintendent and members of the Board of Directors of the penitentiary ask for commutation.



**Eugene Dorsey.** Convicted June 14, 1909, in the corporation court of the city of Alexandria of murder in the first degree and sentenced to be electrocuted September 17, 1909. Respite granted August 18, 1909, until October 22, 1909; respited October 6, 1909, till December 3, 1909; respited November 17, 1909, till January 14, 1910; January 12, 1910, respited till March 18, 1910; March 14, 1910, respited till May 13, 1910; May 12, 1910, respited till June 10, 1910; June 9, 1910, commuted to imprisonment for life. See reasons in the case of Calvin Johnson.

**Moses Ferris.** Convicted May, 1908, in the corporation court of the city of Roanoke of murder and sentenced to five years in penitentiary. On October 7, 1910, commutation was granted to four years and eight months to give credit for the time spent in jail before being taken to the penitentiary.

**John W. Fletcher.** Convicted December 5, 1911, in the hustings court of Richmond city of grand larceny and sentenced to one year in the penitentiary. Sentence commuted December 5, 1911, to three months in the city jail, upon the recommendation of the party injured, the trial judge and the attorney for the Commonwealth.

**Albert Grammar.** Convicted May 18, 1906, in the hustings court, city of Richmond, of murder in the second degree and sentenced to twelve years in the penitentiary. Sentence commuted June 28, 1911, to ten years in the penitentiary, with the approval of the judge and Commonwealth's attorney.

**Hubert Haywood.** Convicted in the corporation court of the city of Norfolk, May term, 1910, of felonious possession of cocaine and sentenced to one year in the penitentiary. Sentence commuted to one year in jail upon the recommendation of the judge and Commonwealth's attorney. Commutation granted June 7, 1910.

**Samuel Hardy.** Convicted of murder in the first degree in the circuit court of Nansemond county and sentenced first at the April term, 1909; subsequently at the May term, 1910, to be electrocuted May 20, 1910. May 19, 1910, commuted to imprisonment in the penitentiary for life.

In this case I had evidence which was not before the court and jury, and I believe that if the trial of Samuel P. Hardy could take place in the county of Nansemond, and before the same jury that convicted him, and the evidence as disclosed to me introduced in court, that the verdict would not be murder in the first degree. I am not bound by the rule governing the Supreme Court which cannot go outside of the record and must regard the accused as a demurrant who admits all the Commonwealth's evidence in conflict therewith, but the executive can and should consider everything that tends to show that the punishment ascertained ought to be inflicted, and I think it is my duty to interfere whenever in my judgment it is necessary for the protection of the humblest citizen.

After the trial I received the affidavit of a young lady, the daughter of Gus Holland, who was in the house at the time, who was not examined at the trial, but who corroborated the evidence of three witnesses who were.

I read her affidavit with care, but, not being willing to trust to it, I asked a friend, who is a minister of the Gospel and a high man, to bring the young lady to my office, which he did, and in his presence I cross-examined her, and she stated substantially that on the night of the murder she had a visitor; that she came upstairs about ten o'clock, and as the rule of her



mother required her to come up at that hour, and someone looked at his watch and said it was ten o'clock, and they then talked awhile about what they expected to buy the next day, as she and her mother intended going to Norfolk by the early morning train; and that wishing to write a letter she inquired of her mother where the writing paper was, and was told it was in Mr. Hardy's room; that she went into his room to get it and the bed was placed at an angle and the door opened against it, so that when she went in she could see that someone was in the bed, but could not tell who it was; that the desk in which the paper was kept was at the foot of the bed, and when she got it and started to return to her mother's room she could plainly see Mr. Hardy in bed, and it was then about fifteen or twenty minutes past ten o'clock.

The manner of the young lady, who is not over eighteen, was perfectly frank; there was no hesitation in her answers; no concealment of anything; and after questioning her for the purpose of testing the truthfulness of her statement, I could not find any reason to doubt what she said.

If, therefore, her statement is taken in connection with the statement of the witnesses to the alibi, which it confirms, Sam Hardy was in bed at the Hollands, about a mile from the residence of T. G. Jones, about the time the murder occurred.

With this evidence before me I am unable for Samuel Hardy to be electrocuted. The evidence in the case is purely circumstantial; and while I would have no hesitancy in sustaining a verdict upon such evidence, it would have to come up to the requirement of the Supreme Court of Virginia. Holding these views I have determined to commute the punishment of Samuel P. Hardy for life imprisonment in the penitentiary.

James Halrston. Convicted at the April term, 1910, of the circuit court of Henry county of murder in the first degree, and sentenced to be electrocuted June 17, 1910. Several respites were granted in this case, and on December 30, 1910, commutation to life imprisonment was granted. Same reasons as apply in case of Thomas Bailey.

Morton Hamlett. Convicted February, 1905, in the corporation court of the city of Lynchburg of murder in the second degree, and sentenced to fifteen years in the penitentiary. Application for pardon was filed in this case October, 1910, and refused. Commutation to six years in the penitentiary, January 20, 1911, upon recommendation of the Commonwealth's attorney.

Henry Hood. Convicted April term, 1903, in the county court of Pittsylvania of murder, and sentenced to eighteen years in the penitentiary. Sentence commuted April 29, 1911, to sixteen years in the penitentiary, on the recommendation of the judge, Commonwealth's attorney, and citizens of the neighborhood.

Calvin Johnson. Convicted in the corporation court of the city of Alexandria June 10, 1909, of murder in the first degree and sentenced to be electrocuted September 3, 1909; respited August 18, 1909, till October 8, 1909; October 6, 1909, respited till November 10, 1909; November 17, 1909, respited till January 14, 1910; January 12, 1910, respited till March 18, 1910; March 14, 1910, respited till May 13, 1910; May 12, 1910, respited till June 10, 1910; June 9, 1910, commuted to imprisonment for life.

The cases of Johnson, Pines and Dorsey, three negroes convicted of the killing of Walter F. Schultz in Alexandria on the 6th of March, 1909, and who

are now in the penitentiary awaiting the execution of the sentence against them, are exciting the greatest interest in Alexandria, as is evidenced by petitions signed by two hundred and ninety-one persons asking for commutation of the sentence of Calvin Johnson; petitions signed by two hundred and fifty-four persons asking for commutation of the sentences of Dorsey, Pines and Johnson, which includes a petition signed by thirteen lawyers of Alexandria, Alexandria county and Fairfax, which is here inserted: "The undersigned members of the bar of the Sixteenth Judicial Circuit respectfully petition for the commutation of the death sentences of the three negroes, Johnson, Pines and Dorsey, convicted of the murder of W. F. Schultz chiefly upon the testimony of the negro convict, Henry Smith, who has, since their trials, declared that all of the testimony given against the other men was perjury. It is the unanimous belief of this community, as far as we know it, that Smith has proven himself to be unworthy of credit. We think it would be dangerous to take the lives of three other men upon his evidence." And petitions signed by six hundred and fifteen persons asking for the pardon of Dorsey, Pines and Johnson. Three of the jurors trying Johnson ask for commutation of his sentence, and one of them asks for his pardon in the following letter: "Alexandria, Va., May 27, 1910. Governor W. H. Mann, Richmond, Va., Dear Sir: I was one of the jury who convicted Calvin Johnson of the murder of Schultz about a year ago. I was one of the four members of the jury who held out for acquittal for about two days and a half after the case was submitted to us. All four finally agreed to the verdict of guilty upon the testimony of a man by the name of Bayliss, whom I have since heard is not very reliable. Besides, I have read over a shorthand report of his testimony since the trial and am convinced that the man he saw at the market house on the afternoon of March 6th was not Schultz and that Schultz was probably killed the night before. The jury was so much worn out by lack of rest and worry over the case that they were hardly able to properly weigh this testimony, which was admitted two days after the argument of the case. Under these circumstances, I hope you will not seriously consider executing Johnson. I understand two other members of the jury have petitioned you to pardon him, which I really think would be a just and proper thing to do. Very respectfully yours, Chas. H. Fletcher."

Besides Johnson, Dorsey and Pines, Henry Smith was charged with the murder of Schultz, and three days after his arrest, which occurred on the 12th of March, he confessed his crime and implicated Johnson, Dorsey and Pines, who he said compelled him to go with them and assist in carrying Schultz to the place where he is said to have been murdered. Smith was proved to have been twice sent to the penitentiary, but having served his time was a competent witness, and almost entirely upon his evidence Dorsey, Johnson and Pines were convicted. After their conviction the case against Smith was continued from time to time, and Governor Swanson granted reprieves to the convicted man until the case against Smith should be tried. Smith when tried was convicted, and made a motion for a new trial, but pending the action of the court, as I am informed, he dismissed his motion, asked to be sentenced and sent to Richmond, and declared that his testimony against Dorsey, Johnson and Pines was false and that they were innocent of the crime; that he had never seen Schultz to know him and was himself innocent of the crime. After the withdrawal of Smith's motion for a new

trial the judge of the court sentenced him and in doing so declared that he was a perjurer as well as a murderer. I quote his language: "The crime itself was revolting and horrible in its details, but to this you have added perjury, and from your recent statement have shown that you carry within you a heart as hard and as sinful and as black as the crime itself which you have committed, for which I am about to sentence you." After the conviction of Dorsey, Johnson and Pines, and before the second statement of Smith exonerating them, Johnson, by his counsel, had the evidence certified and applied to the Supreme Court of Appeals for a writ of error and super-sedeas, which was refused.

Various affidavits have been filed from witnesses not examined at the trial; applications for clemency have been made, and I have gone over the cases with the greatest care, first, for the purpose of ascertaining if the evidence relied on to corroborate the evidence first given by Smith under any circumstances would justify a jury in finding the prisoners guilty in the face of Smith's denial of that testimony made since the verdicts in the three cases now being considered were rendered. And in going over the evidence I find the greatest doubt as to the time and place of the murder; Schultz weighed between 160 and 180 pounds and the undertaker said that there was no blood in his veins when he took charge of the body, his jugular vein having been twice cut by the murderer; that he must have lost a gallon and a half of blood, and yet the evidence shows that there was very little blood where the body was found and hardly any upon his clothes. This is attempted to be accounted for by the statement of Smith that they wrapped a cloth around him and used cotton batting, but this does not satisfy. And then there was snow on the ground which did not fall after seven o'clock on Saturday night, the 6th instant, and that this snow had not been disturbed when the body was seen on Sunday by Mr. Robert L. Carne, of the Washington Times. The whole theory of the case and the attempt to prove where the accused were at the alleged time of murder proceeded upon the idea that the murder took place on Saturday night, the 6th instant, between seven and eight o'clock, and this was Smith's testimony. To these facts must be added the statement of a conductor on the Southern Railway, that he saw the body lying in the snow at three o'clock Saturday afternoon, and of a lady on the electric car who testified to the same fact. It is true that some boys hunting on the ground Saturday say they did not see the body, and that the lady was confused on cross-examination; but in view of the facts, and leaving out the testimony of Smith, it is difficult to reach the conclusion that the murder took place on Saturday night and at the place where the body was found and where Smith said it occurred.

But without going further into the evidence, it is admitted by all connected with the case, as I understand the facts, that without the testimony of Smith there could have been no conviction. And yet Smith has, since the conviction of Dorsey, Johnson and Pines, declared that his testimony against them was false and that they were innocent of the crime of which they were convicted, and he went to the chair protesting their innocence and his own.

It is believed by everyone connected with the case that Smith was guilty of the murder, but he was a confessed perjurer, and the judge in sentencing him declared that he was a perjurer, and no human being can tell whether he told the truth first or last, and this is the condition which confronts my



conscience and involves the lives of three men. If all these facts had been before the juries trying the cases I would have less difficulty in reaching a conclusion, but they were not, and after the most careful thought I am in such a frame of mind that, while I do not think the prisoners entitled to pardon, I do not think it just to them, who are poor negroes, or to the Commonwealth, which only desires to punish those certainly guilty, to permit them to be electrocuted and thus put correction of any mistakes which may have been made out of the power of the State if the mystery which now surrounds the murder of Schultz shall ever be cleared up.

Holding these views and desiring to give as much force and effect to the verdicts of the juries and the decisions of the court as may be consistent with them, in execution of the power conferred on me by the Constitution of the State to grant pardon and commutation after conviction, I have commuted the sentences of Dorsey, Johnson and Pines to imprisonment for life.

Frank Johnson, alias Cox. Convicted in the circuit court of Amherst county at the August term, 1909, of grand larceny, and sentenced to one year in the penitentiary. July 9, 1910, commutation to seven months and twenty-two days granted on account of time served in jail by reason of smallpox.

S. H. Motley. Convicted December 8, 1909, in the corporation court of the city of Danville of grand larceny, and sentenced to one year in the penitentiary, and five years added for previous conviction. Sentence commuted to one year in the penitentiary, September 28, 1910. This prisoner (S. H. Motley), according to enclosed letter from the superintendent of the penitentiary, was, on the 8th day of December, 1909, convicted in the corporation court of the city of Danville of grand larceny, and given one year in the penitentiary. And the jury added to their verdict: "And we further find that the prisoner has been once before sentenced to confinement in the penitentiary in the United States, and fix his additional punishment at five years in the penitentiary." The records in the office of the Secretary of the Commonwealth, verifies the statement of the superintendent of the penitentiary that Motley was granted a full pardon by Governor Swanson on October 7, 1908. This pardon would relieve the prisoner of the five years given him for second conviction, as the pardon was absolute, and the party restored to citizenship. It does not appear from the papers on file in this office and those returned to the superintendent that the court had knowledge of the action that the Governor had taken in this case. Under this state of facts the additional term of five years given to Motley is not in accordance with law, and in order to remedy the error his term of confinement in the penitentiary is commuted to one year.

Edward Moore. Convicted December, 1907, in the circuit court of Franklin county of mule stealing and sentenced to five years in the penitentiary and one year added for escaping. Commuted September 26, 1910, to five years in the penitentiary upon the recommendation of the judge and Commonwealth's attorney of the hustings court of the city of Richmond. Moore escaped and returned of his own volition.

Jack Mundy. Convicted at the March term, 1910, in the corporation court of Danville of house-breaking, and sentenced to one year in jail and fined \$5.00. October 14, 1910, sentence commuted to eight months in jail upon petition of the judge and jury.

W. B. Moyer. Convicted October, 1910, in the hustings court of the city



of Richmond of embezzlement, and sentenced to one year in the penitentiary. Commutation granted December 13, 1910, upon a letter from the judge and Commonwealth's attorney who ask for a commutation of sentence in this case. Sentence commuted to one year in jail.

Wharton Mitchell. Convicted October term, 1910, of the hustings court of Richmond of forgery, and sentenced to two years on the public roads. On December 30, 1910, sentence commuted to one year in all upon recommendation of trial judge, Commonwealth's attorney and others.

Pink Maben. Convicted November term, 1910, in the circuit court of Pittsylvania county of murder in the first degree, and sentenced to be electrocuted February 10, 1911; on February 4, 1911, respited till March 10, 1911; March 6, 1911, sentence commuted to imprisonment for life, upon the unanimous petition of the jurors and of a great many influential citizens of Danville and of the locality in which the crime was committed.

Lane Noell. Convicted in the circuit court of Halifax county at the April term, 1910, of forgery and having in possession implements for forging Piedmont cigarette coupons, and sentenced to two years in the penitentiary. With the consent of the Prison Association of Virginia this prisoner is remanded to the care and custody of said prison association to be dealt with in accordance with the rules and regulations governing the same, and commutation of sentence is directed accordingly. Commutation granted April 11, 1910.

Mary E. Norris. Convicted January 10, 1911, in the hustings court of the city of Richmond of unlawfully selling cocaine, and sentenced to one year in the penitentiary. Commuted January 18, 1911, to six months in jail, on the recommendation of the trial judge and the Commonwealth's attorney.

John L. Miller. Convicted February, 1911, in the hustings court of Petersburg of grand larceny (stealing peanuts), and sentenced to eighteen months in the penitentiary. Sentence commuted May 3, 1911, to twelve months in the city jail on recommendation of the judge and Commonwealth's attorney and on account of the health of the prisoner.

E. W. Overby. Convicted March 16, 1909, in the circuit court of Mecklenburg of grand larceny and making false statements to State Corporation Commission, and sentenced to one year for first offense and two years for the second, total of three years in the penitentiary. August 23, 1910, commuted to two years and eleven months, and to give prisoner credit for time spent in jail previous to being taken to the penitentiary.

Elisha Perkins. Convicted in a magistrate's court in the county of Halifax May 14, 1910, for selling liquor without a license, and sent to jail for sixty days, and required to give bond in the penalty of \$500. Sentence commuted June 6, 1910, to a fine of \$50 and costs. Clemency recommended by judge and jail physician on account of the health of the prisoner.

Richard Pines. Convicted June 10, 1909, in the corporation court of the city of Alexandria of murder in the first degree, and sentenced to be electrocuted September 10, 1910. Respite granted August 18, 1909, to October 15, 1909; October 6, 1909, respite granted till November 26, 1909; November 17, 1909, respite granted till January 14, 1910; January 12, 1910, respite granted till March 18, 1910; March 14, 1910, respite granted till May 13, 1910; May 12, 1910, respite granted till June 10, 1910; June 10, 1910, commutation granted to life imprisonment. See reasons given in the case of Calvin Johnson.

Joe Perry. Convicted July, 1906, in the circuit court of Buchanan county of murder in the second degree, and sentenced to ten years in the penitentiary. December 14, 1910, commutation granted to eight years on the recommendation of F. A. Lamb, Acting Superintendent of the Penitentiary at the time when Perry found one of the guns of the guards and delivered it to the proper officer.

Adam Reynolds. Convicted in the circuit court of Hanover county May 20, 1910, of felonious and malicious burning, and sentenced to be electrocuted July 6, 1910; July 2, 1910, respited till August 5, 1910; July 13, 1910, commuted to life imprisonment upon recommendation of trial judge, Commonwealth's attorney and jurors.

William Smith, alias Horace Johnson. Convicted January, 1906, in the hustings court of the city of Richmond of grand larceny, and sentenced to ten years in the penitentiary. Five years added for second conviction. Commuted June 23, 1910, to ten years in the penitentiary. Commutation granted upon recommendation of the judges of the circuit court of the city of Richmond and hustings court of the city of Richmond and Commonwealth's attorney.

M. M. Smith. Convicted November, 1910, in the corporation court of Norfolk of malicious cutting, and sentenced to three years in the penitentiary. December 30, 1910, sentence commuted to one year in the penitentiary on recommendation of the trial judge.

Edward Sholtz. Convicted November term, 1906, in the circuit court of Amherst of felonious assault, and sentenced to five years in the penitentiary. A deduction of sixty-two days is granted February 15, 1911, because he was held in jail by reason of quarantine rules previous to being taken to the penitentiary.

Leslie Thomas. Convicted in the hustings court of the city of Richmond. April 7, 1910, of grand larceny, and sentenced to one year in the penitentiary. Commuted May 13, 1910, to one year in jail. Same reasons as in the case of Leo Allen, who was with Leslie Thomas at the time.

Leslie Thomas. Convicted at the April term, 1910, of the hustings court of the city of Richmond of grand larceny, and sentenced to one year in the penitentiary. May 13, 1910, commuted to one year in jail. Conditional pardon granted November 19, 1910, upon request of judge and Commonwealth's attorney, and upon condition that Thomas will not take a drink of intoxicating liquor; if he does this pardon to be void. The usual requirements in conditional pardons are also added.

Sheffey Thompson. Convicted at the February term, 1909, of the circuit court of Tazewell county of voluntary manslaughter, and sentenced to two years in the penitentiary. This prisoner is a trusty in the Capitol Square. He has served nearly all of his term, having only about twenty-five more days. Pardon asked for by Register of Land Office and the Capitol Police, who say that Thompson has been a faithful workman and a most obedient prisoner. Conditional pardon granted November 19, 1910.

Maggie Williams. Convicted September 22, 1910, in the magistrate's court of Elizabeth City county for keeping a house of ill-fame, and sentenced to six months in jail and fined \$25.00 and costs. November 12, 1910, commutation granted to three months in jail because two others convicted at the same time for a similar offense appealed and were given three months' im-

prisonment; and because application for commutation was asked for by trial magistrate.

### REMOVAL OF POLITICAL DISABILITIES.

Floyd Adkins. Convicted January 26, 1898, in the county court of Buchanan county of petit larceny, and fined \$5.00 and sentenced to fifteen days in county jail. Political disabilities removed October 25, 1910, upon the recommendation of many prominent citizens of Buchanan county, who certify that Adkins since the time of his release has lead the life of a good law-abiding citizen.

Abbot L. Armstrong. Convicted May, 1896, in the county court of Highland county of petit larceny, and sentenced to thirty days in jail. Political disabilities removed October 6, 1911, on recommendation of prominent citizens of Highland county.

Basil Blankenship. Convicted July term, 1905, in the circuit court of Buchanan county of felony, and sentenced to one year in the penitentiary. Political disabilities removed September 21, 1910, upon recommendation of number of prominent citizens who are acquainted with Blankenship, who is leading a good life.

John Bryant. Convicted in 1902, in the county court of Dickenson county of the murder in the second degree, and sentenced to eighteen years in the penitentiary. This party was pardoned by Governor Swanson, and has, according to the statement of many citizens well acquainted with Bryant, he has been leading a correct and honest life. A number of county officials and citizens unite in the request for the restoration of his citizenship. Disabilities removed April 5, 1910.

R. T., alias Thomas Brewer. Convicted at the October term, 1909, of the circuit court of Grayson of "unlawful beating and wounding," and sent to jail for thirty days and fined \$50. This party had heretofore borne a good reputation, and had never been previously convicted of any offense. He is regarded as a hard-working man. Several leading citizens of the county ask that he be restored to citizenship. Disabilities removed April 26, 1910.

F. L. Bruce. Convicted in magistrate's court of Bland county December, 1908, of petit larceny and fined five dollars and costs. Political disabilities removed upon recommendation of a number of leading citizens of Bland county who are familiar with the case, and who certify that the petitioner is living an upright life.

Litchfield Blanton. Convicted October, 1908, in the circuit court of Wise county of grand larceny, and sentenced to one year in the penitentiary. Political disabilities removed October 31, 1910, upon the recommendation of the judge and prominent citizens.

Basil Blankenship. Convicted July term, 1905, of the circuit court of Buchanan county of unlawful cutting, and sentenced to one year in the penitentiary. Political disabilities removed October 25, 1910, upon the recommendation of the clerk of Buchanan county, who certifies that Blankenship is leading the life of a good and upright citizen.

John L. Burton, whose name was formerly John Stillwell. First conviction, Tazewell county court September, 1888, arson, three years in the penitentiary; second conviction, Russell county court, September, 1894, house



breaking, two years in the penitentiary, and five years added for second conviction. Political disabilities restored January 11, 1911. Burton has been conducting himself well, trying to lead the life of a useful citizen, and facts have been brought to my attention which justifies me in granting him a restoration to citizenship.

Fairlee F. Brinkley. Convicted March 9, 1909, in the circuit court of Nansemond county of malicious maiming, and fined \$500 and sentenced to jail for nine months. Political disabilities removed March 4, 1911, upon the recommendation of a large number of prominent citizens.

Major Ball. Convicted April, 1909, in the circuit court of Buchanan county of felony, and sentenced to one year in the penitentiary. Political disabilities removed August 26, 1911, upon the petition of citizens, setting out that Ball has been living the life of a good citizen since his release from the penitentiary.

Ira Baker. Convicted January, 1900, in a magistrate's court of Dickenson county of petit larceny, and fined \$20.00 and costs. Political disabilities removed October 3, 1911. Baker has led the life of a good citizen since his conviction.

D. B. Beard. Convicted August term, 1896, in the county court of Rockingham of horse-stealing, and sentenced to three years in the penitentiary. Political disabilities removed October 3, 1911. Beard has, since his conviction, been leading a proper life, and a number of leading citizens ask that his rights of citizenship be restored.

Smith Crouch. Convicted in magistrate's court, county of King and Queen, September 29, 1906, of petit larceny, and sentenced to pay a fine of five dollars and costs. Disabilities removed March 22, 1910, upon request of county officials. Crouch was a boy at the time, was in bad company and stole some whiskey. He has since led a correct life.

Edward F. Cirdle. Convicted May 23, 1911, in the corporation court of Staunton city of petit larceny, and sentenced to sixty days in jail. Political disabilities removed October 20, 1911, on recommendation of judge and Commonwealth's attorney.

James Dooley. Convicted in the circuit court of Pittsylvania county at the April term, 1906, of murder, and sentenced to six years in the penitentiary. The rights of citizenship restored June 18, 1910, at the request of the Commonwealth's attorney.

Legrand Dalton. Convicted in a magistrate's court Carroll county, 1898, of petit larceny, and fined five dollars. Political disabilities removed July 13, 1910. Dalton has been leading a correct life, is an industrious citizen and has accumulated property. He has become a church member, and stands well with his neighbors generally.

William K. Early. Convicted April 19, 1905, in the corporation court of Roanoke of bigamy, and sentenced to five years in the penitentiary. Political disabilities removed December 26, 1911. This party is living in another State, has a fine position and is doing well.

Everett Fleming. Convicted November, 1903, in the county court of the county of Dickenson of murder and sentenced to nine years in the penitentiary. Paroled July 28, 1908, by Board of Pardons. Citizenship restored October 31, 1910, upon petition of judge and other prominent citizens.

Joseph Fischer. Convicted June 18, 1908, in the hustings court of the



city of Richmond of petit larceny, and sentenced to ninety days in jail. Political disabilities removed at the request of the judge and Commonwealth's attorney.

Thomas Fannin. Convicted March, 1907, in the mayor's court of Big Stone Gap of misdemeanor, and sentenced to Laurel Reformatory. Political disabilities removed November 4, 1911. This boy made a splendid record while at the reformatory, and since his release has been hard-working and industrious, and is now laboring to assist his mother in the support of the family.

Mark B. Few. Convicted December term, 1884, in the county court of Shenandoah of misdemeanor, and sentenced to sixty days in jail. Political disabilities removed August 22, 1911, upon the recommendation of a number of leading citizens, who certify that Few has led an honest life since his conviction, and feel that he should not be disfranchised.

LaFayette Gillenwater. Convicted January, 1902, in the county court of Scott of petit larceny, and fined \$50.00 and sent to jail for sixty days. Political disabilities removed September 19, 1911, it appearing that Gillenwater has for years lived the life of a good, law-abiding citizen.

M. S. Guynn. Convicted March term, 1910, of the circuit court of Carroll county of grand larceny, and fined \$100.00 and sixty days in jail. Political disabilities removed October 12, 1910, upon the recommendation of leading citizens of Carroll county, who certify that Guynn has paid his fine and served his sentence, and is leading the life of an upright citizen.

William Hodges. Convicted in the county court of Bland, August, 1897, of felony, and sentenced to one year in the penitentiary. Disabilities removed May 14, 1910, upon the recommendation of the trial judge.

Henry Hare. Convicted September 14, 1899, in the county court of Giles of felony and sentenced to two years in the penitentiary. Political disabilities removed October 14, 1910, upon the request of the member of the legislature from Giles county and the Attorney-General of Virginia, who are familiar with the case.

Isaac Honaker. Convicted December, 1902, in the county court of Russell county of murder and sentenced to five years in the penitentiary. Political disabilities removed November 9, 1910. This prisoner was pardoned from the penitentiary and has since been leading a correct and industrious life.

H. C. Hendrick. Convicted December, 1908, in the corporation court of Danville city of grand larceny and sentenced to one year in the penitentiary. Political disabilities removed October 20, 1911, on the recommendation of prominent citizens, who certify that the party has been leading a correct and law-abiding life since his release.

Stephen Harris. Convicted September, 1896, in the county court of Russell of rape and sentenced to seven years in the penitentiary. The sentence of this prisoner was commuted April 10, 1901, to six years in the penitentiary. Political disabilities removed October 24, 1911, upon the recommendation of the Commonwealth's attorney who prosecuted the case.

Wesley C. Jones. Convicted September 4, 1890, in the county court of King and Queen of house-breaking, and sentenced to two years in the penitentiary. This party was convicted of stealing two bales of hay of the value of \$2 each, breaking into a barn to get them. Prominent citizens

certify that he has led an honest and correct life since and that he is a good citizen and property holder. Disabilities removed March 23, 1910.

Ellis B. Jobson. Convicted June 15, 1897, in the corporation court of Portsmouth of house-burning, two indictments; sentenced for first conviction, ten years, and second, eight years in the penitentiary, making a total of eighteen years in the penitentiary. Political disabilities removed December 15, 1910, at the request of the attorney for the Commonwealth and because Jobson has conducted himself as a good citizen for eight years, he having been pardoned in 1902.

Frank Jenkins. Convicted July, 1891, in the county court of Fauquier of house-breaking and stealing and sentenced to sixty days in jail. Political disabilities removed August 16, 1911, upon the request of prominent citizens of the county, who certify that Jenkins, by his conduct since his conviction, merits a restoration of his citizenship.

Winston Jordan. Convicted September, 1905, in the police court of Richmond of petit larceny and sentenced to six months in jail. Political disabilities removed September 9, 1911, upon the recommendation of Senator Harman and Justice Crutchfield, it appearing that Jordan has lived the life of an honest man since his conviction.

Sanford Kinley. Convicted April, 1902, in the county court of Halifax of murder in the second degree and sentenced to eighteen years in the penitentiary. Conditional pardon granted to this prisoner June 18, 1910. Political disabilities removed November 15, 1911, upon the request of a large number of citizens, who certify that Kinley is leading the life of a law-abiding citizen and endeavoring to make good.

Willie C. Kniesche. Convicted in the hustings court of the city of Richmond February, 1908, of forgery and sentenced to two years in the penitentiary. Pardon granted conditionally by Governor Swanson December 22, 1908. Political disabilities removed June 27, 1910, upon recommendation of the judge and Commonwealth's attorney of the hustings court, Justice Crutchfield, the Mayor of the city of Richmond and a number of prominent citizens.

Robert O. Keen. Convicted at the April term, 1894, of the county court of Buchanan county of a felony and sentenced to three years in the penitentiary. Political disabilities removed October 25, 1910, upon the recommendation of prominent citizens of Buchanan county, who certify that Keen has led the life of a peaceful, quiet and honest citizen since his release from the penitentiary and merits a restoration of his citizenship.

McClellan Lester. Convicted at the August term, 1908, of the circuit court of Buchanan of manslaughter and sentenced to five years in the penitentiary. Political disabilities removed at the request of judge and Commonwealth's attorney.

Moses Litton. Convicted September term, 1902, county court of Washington, of murder and sentenced to five years in the penitentiary. Political disabilities removed September 21, 1910. This party has been conducting himself very worthily and appears to have been leading a good life. A number of citizens asked that his political disabilities be removed.

J. T. Lawson. Convicted in the circuit court of Wise county January, 1907, of murder and sentenced to five years in the penitentiary. Disabilities removed April 13, 1910. He has conducted himself in a proper way since

he was pardoned by Governor Swanson and is a trusted employee of a large mining company at present, occupying the position as foreman.

Moses Litton. Convicted September term, 1902, county court of Washington, of murder and sentenced to five years in the penitentiary. Political disabilities removed August 3, 1910, upon petition of prominent citizens, who certify that he has been leading the life of a good citizen since his release.

William P. B. Lockridge. Convicted July, 1910, in a magistrate's court of Highland county of perjury and sentenced to \$10.00 fine and five days in jail. Political disabilities removed February 21, 1911, on recommendation of county officials, business men and citizens generally.

Gilbert Lonas. Convicted May, 1909, in the circuit court of Shenandoah county of seduction and sentenced to two years in the penitentiary. Political disabilities removed June 20, 1911, on recommendation of a large number of influential citizens.

James R. Mullins. Convicted April, 1906, in the circuit court of Wise county of murder in the second degree and sentenced to five years in the penitentiary. Pardoned by Governor Swanson December, 1909. Political disabilities removed September 16, 1910, upon request of county officials, who certify that prisoner has been properly conducting himself since his release from imprisonment.

John McCoy. Convicted April, 1901, in the county court of Dickenson county of malicious wounding and sentenced to two years in the penitentiary. Political disabilities removed October 31, 1910, upon the recommendation of many prominent citizens.

Robert Mays. Convicted March term, 1901, in the county court of Wise of obstructing a railroad track and sentenced to two years in the penitentiary. Political disabilities removed August 5, 1911, upon the request of a number of leading citizens, who certify that Mays has been conducting himself in such a manner as to warrant the restoration of his citizenship.

Charles Miller. Convicted April, 1908, in the corporation court of Charlottesville of grand larceny and sentenced to four and a half years in the penitentiary. This prisoner was paroled November 14, 1910. He has since been living an exemplary life. Political disabilities removed November 24, 1911, upon recommendation of the superintendent of the penitentiary and others.

James R. Mullins. Convicted at the May term, 1907, of the circuit court of Wise county of murder and sentenced to five years in the penitentiary. Disabilities removed April 18, 1910, at the request of a large number of leading citizens, who state that the applicant has been leading a correct life and should be restored to citizenship.

George McCracken. Convicted April, 1894, in the county court of Washington of manslaughter and sentenced to five years in the penitentiary. Political disabilities removed September 23, 1910. This party has been leading a proper life and merits a restoration of his citizenship.

Watt Montgomery. Convicted March, 1897, in the county court of Washington of forgery and sentenced to two years in the penitentiary. Same reasons given in this case as in the case of McCracken. Political disabilities removed September 23, 1910.

John Mullins. Convicted February, 1901, in the county court of Wise



of house-burning, and sentenced to three years in the penitentiary. Political disabilities removed September 23, 1910, upon petition of his neighbors, who testify that since his release from the penitentiary he has been a law-abiding citizen.

J. W. Pooser. Convicted November, 1909, in the corporation court of Portsmouth, of embezzlement and sentenced to one year in the penitentiary. Conditional pardon granted August 12, 1910. Absolute pardon granted May 13, 1911, on application of attorney for the Commonwealth and some influential citizens. Political disabilities removed May 13, 1911, at request of number of influential citizens.

David R. Palmer. Convicted February, 1910, in the mayor's court of Big Stone Gap of petit larceny and fined \$5.45 and costs. Political disabilities removed June 26, 1911, upon the recommendation of a large number of leading citizens of Wise county.

J. Tilman Parsons. Convicted June 24, 1905, before a magistrate's court in Lee county of petit larceny, and fined \$2.50 and costs. Political disabilities removed June 2, 1911, upon recommendation of a number of citizens.

J. E. Pugh, alias Ed. Pugh. Convicted November, 1909, in the circuit court of Pittsylvania county of unlawful shooting, and sentenced to one year in the penitentiary. Political disabilities removed August 26, 1911, it appearing that since his release Pugh has been a quiet, well-behaved man.

Bud Rowe. Convicted January 26, 1898, in the county court of Buchanan county of petit larceny, and fined \$5.00 and sentenced to fifteen days in county jail. Political disabilities removed October 25, 1910, upon the recommendation of many prominent citizens, who certify that Rowe has given every evidence of good citizenship for the last ten years.

Percy Richardson. Convicted January, 1906, in the hustings court of Petersburg city of felony, and sentenced to one year in the penitentiary. Political disabilities removed August 26, 1911, it appearing that Richardson, since his release, has been living the life of a good, law-abiding citizen.

Harvey Robinson. Convicted August 25, 1909, in the police court of Alexandria of petit larceny, and fined \$20.00 and sentenced to thirty days in jail. Political disabilities removed April 14, 1911, upon application of the judge of the corporation court.

James Ross. Convicted May 19, 1902, in the county court of Greenville of attempt to commit murder, and sentenced to three years in the penitentiary. Political disabilities removed July 31, 1911, upon the request of county officials and citizens.

Butler Sloas. Convicted May term, 1899, in the county court of Scott county of manslaughter, and sentenced to three years in the penitentiary. Political disabilities removed September 16, 1910, upon recommendation of leading citizens, who certify that he has been a law-abiding man and leading an industrious life since his release from prison.

Albert Smith. Convicted April 26, 1886, in the county court of Wise of burglary and sentenced to two years in the penitentiary. Disabilities removed May 13, 1910. For many years this man has been a law-abiding citizen, endeavoring to lead a correct life. His petition was highly indorsed.

Edmund M. Snead. Convicted October, 1899, in the county court of Nottoway of felony, and sentenced to one day in jail and fined \$25.00. Political disabilities removed October 1, 1910, upon recommendation of a



number of citizens of Blackstone, who certify that for the past ten years Mr. Snead has been a peaceful and honest and worthy citizen.

James Short. Convicted October term, 1906, in the circuit court of Dickenson county of petit larceny, and sentenced to jail for ten days and fined \$5.00. Political disabilities removed September 26, 1910, upon petition of business men of the county. It seems that Short took a hog which he believed was his.

Arthur Staley. Convicted July 7, 1910, in a justice's court in Wythe county of having stolen goods in his possession, and sentenced to thirty days in jail. Political disabilities removed November 2, 1910, upon the recommendation of prominent officials and citizens of Wythe county.

H. L. Saul. Convicted April, 1910, in the circuit court of Franklin of forgery and sentenced to two years in the penitentiary. Political disabilities removed October 3, 1911. Since his release he has been leading the life of a good citizen. This prisoner was paroled.

Eddie Stanley. Convicted October, 1906, in the circuit court of Dickenson of house-breaking, and sentenced to one year in the penitentiary. Political disabilities removed April 3, 1911, upon recommendation of leading citizens, who certify that Stanley is leading a respectable life.

H. Clay Stanley. Convicted May 20, 1908, in a magistrate's court of Dickenson county of petit larceny, and fined \$5.00 and costs. Political disabilities removed October 3, 1911, it appearing that Stanley has been leading the life of a respectable citizen since his conviction.

Otis Thomas. Convicted March, 1908, in the circuit court of Buchanan county of petit larceny, and fined \$100.00 and sentenced to four months in jail. Political disabilities removed October 25, 1910, on the recommendation of the judge and prominent citizens of the county, who certify that Thomas is leading the life of a quiet and law-abiding citizen and deserves a restoration of his political rights.

James Thomas. Convicted at the December term, 1907, of the circuit court of Buchanan county of petit larceny, and sentenced to four months in jail and fined \$100.00. Political disabilities removed October 25, 1910, upon the recommendation of the judge and number of prominent citizens, who certify that since Thomas' conviction he has led the life of a peaceful and law-abiding citizen.

C. T. Thompson. Received June 3, 1910. Convicted in the circuit court of Patrick county June, 1899, of murder in the second degree and sentenced to six years in the penitentiary. Disabilities removed June 4, 1910, upon the request of the Commonwealth's attorney, who desires that the petitioner be given his citizenship in order to testify in a case of interest to the Commonwealth. Since his release from prison Thomas has been leading a correct life.

Joel Vanover. Convicted April, 1896, in the county court of Dickenson of petit larceny and fined \$5.00 and costs. Political disabilities removed February 21, 1911, upon the recommendation of a number of prominent citizens of the county, who certify that Vanover has lived and conducted himself in a law-abiding and exemplary manner ever since his conviction.

P. M. White. Convicted February, 1901, in the county court of Wise of house-burning and sentenced to three years in the penitentiary. Political

disabilities removed August 4, 1911, on recommendation of the Commonwealth's attorney, county officers and citizens.

Joe Wilkerson. Convicted September, 1909, in the circuit court of Pittsylvania county of seduction under promise of marriage and sentenced to two years in the penitentiary. Political disabilities removed August 26, 1911, it appearing that since his release Wilkerson has been living the life of a law-abiding citizen.

Enoc Wright. Convicted at the January term, 1903, of the county court of Wise of murder in the second degree and sentenced to eighteen years in the penitentiary. Disabilities removed June 6, 1911. This prisoner was pardoned and since then he has been leading the life of a good citizen. He is also regarded as a hard-working and industrious man.

### REMISSION OF FINES.

James Smith. Convicted May, 1910, in the police court of the city of Norfolk for running a gambling house and sentenced to thirty days and fined \$100. On July 23, 1910, released from the payment of the fine on the recommendation of the judge and the Commonwealth's attorney.

George Fines. Convicted May 6, 1910, circuit court of Mathews county of unlawfully selling cider and fined \$50.00 and costs. Fine remitted upon the suggestion of judge and Commonwealth's attorney, it appearing that Fines did not intend to and did not think he was violating the law.

S. P. Spiver. Convicted September 18, 1881, and July 14, 1886, in the county court of Scott of unlawful shooting and unlawful cutting. Fined \$100 with costs in first case, and \$20 with costs in the second case; total, \$207.41. Interest and costs remitted, but Spiver is required to pay the amount of the two fines—\$120. Spiver was a young man when the fines were imposed. He served the jail sentence imposed upon him, but was unable to pay the fines. He has now a small tract of land, about fifteen acres, owned by himself and wife. He has a large family of children. Remission of costs and interest recommended by judge. Granted January 3, 1911.

John Johnson. Convicted January 23, 1909, in a magistrate's court of Dickenson of carrying concealed weapons and fined \$20.00 and costs. It appearing from the facts certified by the circuit court of Dickenson that Johnson's case was tried by his knowledge and that he had no opportunity to make defense. Upon recommendation of the judge of the circuit court the fine and costs in the case are remitted—June 15, 1911.

### RESPITES.

Richard H. Biggs. Convicted July, 1910, in the corporation court of the city of Newport News of murder in the first degree, and sentenced to be electrocuted September 20, 1910; resentenced in September, 1910, to be electrocuted October 21, 1910; October 11, 1910, respited till November 18, 1910; November 11, 1910, respited until December 23, 1910, to allow the Court of Appeals to act on the petition now before it for writ of error and supersedeas. Electrocuted July 7, 1911.

John Eccles. Convicted April term, 1910, in the circuit court of Henry county of murder in the first degree, and sentenced to be electrocuted June

17, 1910. Respited until November 11, 1910, in order to look further into the case. Executed November 11, 1910.

William Jones. Convicted February term, 1910, in the circuit court of Pulaski county of murder in the first degree, and sentenced to be executed April 8, 1910. Respite granted April 6, 1910, till May 6, 1910; May 3, 1910, respite granted till June 3, 1910, for further investigation in this case. A full investigation into the facts of this case impels me to commute the sentence to imprisonment for life, which is done on June 2, 1910.

Thomas Noel. Convicted at the February term, 1910, of the circuit court of Norfolk county of murder in the first degree, and sentenced to be executed on April 25, 1910. Respite granted April 11, 1910, till May 13, 1910, because the superintendent of the penitentiary was unable to have the prisoner brought to the penitentiary for execution as required by law on account of the physical condition of the prisoner, who was wounded in attempting to escape.

Thomas Noel. Convicted at the February term of the circuit court of Norfolk county, 1910, of murder in the first degree and sentenced to be executed on April 25, 1910. Respite granted on April 9, 1910, till May 13, 1910; May 12, 1910, respite granted till June 10, 1910. Executed June 10, 1910.

Henry Smith. Convicted January 14, 1910, in the corporation court of the city of Alexandria of murder in the first degree, and sentenced to be executed February 18, 1910. Respite granted February 16, 1910, till March 18, 1910, in order to examine more fully into the case. March 17, 1910, respited till May 13, 1910; May 12, 1910, respited till June 3, 1910. Executed June 3, 1910.

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